

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1484 Session of
1991

INTRODUCED BY D. W. SNYDER, PETRARCA, CESSAR, GEIST, CARLSON,
FAIRCHILD, PHILLIPS, M. N. WRIGHT, HESS, STRITTMATTER, HASAY,
BUNT, LAUGHLIN, HAYES, SAURMAN, DERMODY, JOHNSON, CARONE,
STEELMAN, DEMPSEY, WOGAN, NAILOR, KING, SEMMEL, TRELLO,
JAMES, NOYE, THOMAS, MELIO, ARGALL, FLEAGLE, TRICH, DENT,
SCHULER, MARSICO, PESCI, KRUSZEWSKI, HECKLER, STISH, NAHILL,
CIVERA, FARMER, FARGO, MICOZZIE, MERRY, SCHEETZ, TIGUE, FOX,
RAYMOND, CLARK, KENNEY, REBER, CORNELL, LANGTRY, ALLEN,
BATTISTO, GODSHALL, TOMLINSON, BILLOW, ARMSTRONG, FLICK AND
BROWN, MAY 28, 1991

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,
MARCH 11, 1992

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for operations of rescue and
3 emergency squad vehicles AND FOR COMMERCIAL DRIVER'S LICENSE. <—

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. ~~Section 1504(d)(3)~~ SECTIONS 1504(D)(3) AND <—
7 1606(B) of Title 75 of the Pennsylvania Consolidated Statutes ~~is~~ <—
8 ARE amended to read: <—

9 § 1504. Classes of licenses.

10 * * *

11 (d) Number and description of classes.--Licenses issued by
12 the department shall be classified in the following manner:

13 * * *

14 (3) Class C.--A Class C license shall be issued to those

1 persons 18 years of age or older, except as provided in
2 section 1503 (relating to persons ineligible for licensing),
3 who have demonstrated their qualifications to operate any
4 single vehicle with a gross vehicle weight rating of not more
5 than 26,000 pounds or any such vehicle towing a vehicle if
6 the gross combination vehicle weight rating is not more than
7 26,000 pounds.

8 (i) Where required under this title, appropriate
9 endorsements must be obtained.

10 (ii) Any firefighter who is the holder of a Class C
11 license and who has a certificate of authorization from
12 his fire chief shall be authorized to operate any fire or
13 emergency vehicle registered to the fire department OR <—
14 MUNICIPALITY, regardless of the other requirements of
15 this section as to the class of license required. No fire
16 chief, fire department, including any volunteer fire
17 company, or municipality shall be liable for any civil
18 damages as a result of the issuance of a certificate
19 authorized under this paragraph unless such act
20 constituted a crime, actual fraud, actual malice or
21 willful misconduct.

22 (iii) Any member of a rescue or emergency squad who
23 is the holder of a Class C license and who has a
24 certificate of authorization from the head of the rescue
25 or emergency squad shall be authorized to operate any
26 rescue or emergency vehicle equipped with audible and
27 visual signals registered to the rescue or emergency
28 squad OR MUNICIPALITY, regardless of the other <—
29 requirements of this section as to the class of license
30 required. No head of a rescue or emergency squad, the

rescue or emergency squad or municipality shall be liable
for any civil damages as a result of the issuance of a
certificate of authorization under this paragraph unless
such issuance constituted a crime, actual fraud, actual
malice or willful misconduct.

[(iii)] (iv) The holder of a Class C license shall
also be authorized to drive a motorized pedalcycle or a
three-wheeled motorcycle equipped with an enclosed cab,
but not a motorcycle unless the license is endorsed, as
provided in this title.

* * *

§ 1606. REQUIREMENT FOR COMMERCIAL DRIVER'S LICENSE. <—

* * *

(B) EXEMPTIONS.--THE FOLLOWING PERSONS ARE NOT REQUIRED TO
OBTAIN A COMMERCIAL DRIVER'S LICENSE IN ORDER TO DRIVE THE
COMMERCIAL MOTOR VEHICLE SPECIFIED:

(1) A PERSON WITH A COMMERCIAL DRIVER LEARNER'S PERMIT
WHO IS ACCOMPANIED BY THE HOLDER OF A COMMERCIAL DRIVER'S
LICENSE VALID FOR THE VEHICLE BEING DRIVEN.

(2) A PERSON IN THE SERVICE OF THE ARMED FORCES OF THE
UNITED STATES, INCLUDING MEMBERS OF THE RESERVES AND NATIONAL
GUARD ON ACTIVE DUTY; PERSONNEL ON FULL-TIME NATIONAL GUARD
DUTY; AND PERSONNEL ON INACTIVE NATIONAL GUARD DUTY TRAINING
OR PART-TIME NATIONAL GUARD TRAINING AND NATIONAL GUARD
MILITARY TECHNICIANS WHO ARE REQUIRED TO WEAR MILITARY
UNIFORMS AND ARE SUBJECT TO THE UNIFORM CODE OF MILITARY
JUSTICE WHEN OPERATING EQUIPMENT OWNED OR OPERATED BY THE
DEPARTMENT OF DEFENSE.

(3) A PERSON WHO IS A VOLUNTEER OR PAID FIREFIGHTER WITH
A CLASS C LICENSE AND WHO HAS A CERTIFICATE OF AUTHORIZATION

1 FROM HIS FIRE CHIEF WHILE OPERATING A FIRE OR EMERGENCY
2 VEHICLE REGISTERED TO THE FIRE DEPARTMENT OR MUNICIPALITY.

3 (4) ANY MEMBER OF A RESCUE OR EMERGENCY SQUAD WHO IS THE
4 HOLDER OF A CLASS C LICENSE AND WHO HAS A CERTIFICATE OF
5 AUTHORIZATION FROM THE HEAD OF THE RESCUE OR EMERGENCY SQUAD
6 WHILE OPERATING ANY RESCUE OR EMERGENCY VEHICLE EQUIPPED WITH
7 AUDIBLE AND VISUAL SIGNALS REGISTERED TO THE RESCUE OR
8 EMERGENCY SQUAD OR MUNICIPALITY.

9 [(4)] (5) A DRIVER WITH A CLASS C LICENSE OPERATING A
10 FARM VEHICLE WHICH IS CONTROLLED AND OPERATED BY A FARMER AND
11 USED EXCLUSIVELY TO TRANSPORT AGRICULTURAL PRODUCTS, FARM
12 MACHINERY OR FARM SUPPLIES TO OR FROM A FARM OWNED OR
13 OPERATED BY THE OWNER OF THE FARM VEHICLE. THE FARM VEHICLE
14 MAY NOT BE USED IN THE OPERATIONS OF A COMMON OR CONTRACT
15 CARRIER AND MAY BE USED ONLY WITHIN A RADIUS OF 150 MILES OF
16 THE FARM.

17 * * *

18 Section 2. This act shall take effect immediately.