

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 10

Session of
1999

INTRODUCED BY GEIST, BATTISTO, BARRAR, DeLUCA, BARD, CHADWICK,
CIVERA, DALEY, DALLY, DEMPSEY, DRUCE, FLICK, GIGLIOTTI,
HARHAI, HARHART, HERMAN, HERSHEY, HESS, HORSEY, LAUGHLIN,
LEH, LEVDANSKY, MAITLAND, MANDERINO, MARKOSEK, MARSICO,
McCALL, MELIO, S. MILLER, NAILOR, NICKOL, ORIE, PIPPY,
PLATTS, PRESTON, RAYMOND, ROBERTS, ROSS, RUBLEY, SAYLOR,
SCHRODER, SERAFINI, S. H. SMITH, STAIRS, STEELMAN,
STRITTMATTER, TANGRETTI, E. Z. TAYLOR, J. TAYLOR, TRUE,
TULLI, VANCE, WILLIAMS, MASLAND, BUNT, SNYDER, ROONEY, BROWNE
AND SAMUELSON, MARCH 2, 1999

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, JUNE 15, 1999

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for licensing eligibility and
3 licensing of minors, for learner's permits ~~AND~~, FOR <—
4 SUSPENSION OF OPERATING PRIVILEGE, for school, examination or
5 hearing on accumulation of points or excessive speeding ~~AND~~ <—
6 ~~FOR REQUIREMENTS FOR DRIVING UNDER INFLUENCE OFFENDERS; and~~
7 ~~PROVIDING FOR ADDITIONAL ANNUAL FEES FOR CERTAIN~~ <—
8 ~~REGISTRATIONS; FURTHER PROVIDING for ANNUAL HAULING PERMITS,~~ <—
9 FOR REQUIREMENTS FOR DRIVING UNDER INFLUENCE OFFENDERS, FOR <—
10 ANNUAL HAULING PERMITS ~~AND FOR restraint systems,~~ FOR <—
11 RESTRAINT SYSTEMS AND FOR ALTERNATE ENHANCED EMISSIONS
12 INSPECTION PROGRAM; ESTABLISHING A TASK FORCE ON DRIVER'S <—
13 EDUCATION PROGRAMS; PROVIDING FOR CONDITIONS OF PERMITS AND
14 SECURITY FOR DAMAGES ~~AND~~, FOR PERMITS FOR MOVEMENT OF FLOAT <—
15 GLASS OR FLAT GLASS AND FOR PERMITS FOR MOVEMENT OF SELF- <—
16 PROPELLED CRANES; FURTHER PROVIDING FOR RESTRICTIONS ON USE <—
17 OF LIMITED ACCESS HIGHWAYS, FOR PERMIT FOR MOVEMENT DURING
18 THE COURSE OF MANUFACTURE AND FOR PERMIT FOR MOVEMENT OF
19 WOODEN STRUCTURES; PROVIDING FOR SECURITY WALL PILOT PROJECT;
20 and making editorial changes.

21 The General Assembly of the Commonwealth of Pennsylvania
22 hereby enacts as follows:

1 Section 1. Section 1503 of Title 75 of the Pennsylvania
2 Consolidated Statutes, amended December 21, 1998 (P.L.1126,
3 No.151), is amended to read:

4 § 1503. Persons ineligible for licensing; license issuance to
5 minors; junior driver's license.

6 (a) [General rule] Persons ineligible for licensing.--The
7 department shall not issue a driver's license to, or renew the
8 driver's license of, any person:

9 (1) Whose operating privilege is suspended or revoked in
10 this or any other state.

11 (3) Who is a user of alcohol or any controlled substance
12 to a degree rendering the user incapable of safely driving a
13 motor vehicle. This paragraph does not apply to any person
14 who is enrolled or otherwise participating in a methadone or
15 other controlled substance treatment program approved by the
16 [Governor's Council on Drug and Alcohol Abuse] Department of
17 Health provided that the person is certified to be competent
18 to drive by a physician designated by the [Governor's Council
19 on Drug and Alcohol Abuse] Department of Health.

20 (4) Who has been adjudged to be afflicted with or
21 suffering from any mental disability or disease and who has
22 not at the time of application been restored to competency by
23 the methods provided by law.

24 (5) Whose name has been submitted under the provisions
25 of section 1518 (relating to reports on mental or physical
26 disabilities or disorders).

27 (6) Who is required by the department to take an
28 examination until the person has successfully passed the
29 examination.

30 (7) Who is under 18 years of age except in accordance

1 with subsections (b) and (c).

2 (8) Who has repeatedly violated any of the provisions of
3 this chapter. The department shall provide an opportunity for
4 a hearing upon invoking this paragraph.

5 (b) [Minors completing training course] License issuance to
6 minors.--The department shall issue a driver's license to a
7 person 17 years of age who:

8 (1) has successfully completed a driver's training
9 course approved by the department; and

10 (2) for a period of 12 months after passing the
11 examination under section 1505(e) (relating to learners'
12 permits) and receiving a junior driver's license:

13 (i) has not been involved in an accident REPORTABLE <—
14 UNDER SECTION 3746(A) (RELATING TO IMMEDIATE NOTICE OF
15 ACCIDENT TO POLICE DEPARTMENT) for which they are
16 partially or fully responsible in the opinion of the
17 department [or is]; or

18 (ii) has not been convicted of any violation of this
19 title.

20 (c) Junior driver's license.--The department may issue a
21 junior driver's license to a person 16 or 17 years of age under
22 rules and regulations adopted by the department and subject to
23 the provisions of this section. A junior driver's license shall
24 automatically become a regular driver's license when the
25 [licensee] junior driver attains 18 years of age.

26 (1) Except as provided in paragraph (2), no licensed
27 junior driver shall drive a vehicle upon a public highway
28 between [12 midnight] 11 p.m. and 5 a.m. unless accompanied
29 by a spouse 18 years of age or older, a parent or a person in
30 loco parentis.

1 (2) A licensed junior driver conforming to the
2 requirements of section 1507 (relating to application for
3 driver's license or learner's permit by minor) may drive a
4 vehicle upon a public highway between [12 midnight] 11 p.m.
5 and 5 a.m. between [their] the junior driver's home and
6 [their] activity or employment or in the course of [their]
7 the junior driver's activity or employment if [they are] the
8 junior driver is a member of a volunteer fire company
9 authorized by the fire chief to engage in fighting fires, is
10 engaged in public or charitable service or is employed and
11 [they are] is carrying an affidavit or certificate of
12 authorization signed by [their] the junior driver's fire
13 chief, supervisor or employer indicating the probable
14 schedule of [their] the junior driver's activities. Upon
15 termination of the junior driver's activity or employment,
16 the junior [licensee] driver shall surrender the affidavit or
17 certificate to the fire chief, supervisor or employer. If the
18 junior [licensee] driver shall fail to surrender the
19 affidavit or certificate, the employer, fire chief or
20 supervisor shall immediately notify the Pennsylvania State
21 Police.

22 (3) In addition to the other provisions of this title
23 relating to the suspension or revocation of operating
24 privileges, in the event that a licensed junior driver is
25 involved in an accident REPORTABLE UNDER SECTION 3746(A) for <—
26 which [they are] the junior driver is partially or fully
27 responsible in the opinion of the department or is convicted
28 of any violation of this title, the department may suspend
29 the operating privileges of [such person until the person]
30 the junior driver until the junior driver attains 18 years of

1 age or for a period of time not exceeding 90 days.

2 (4) Any junior [licensee] driver or other person
3 violating any provision of this subsection is guilty of a
4 summary offense.

5 Section 2. Section 1504(d)(3) of Title 75 is amended to
6 read:

7 § 1504. Classes of licenses.

8 * * *

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

11 * * *

12 (3) Class C.--A Class C license shall be issued to those
13 persons 18 years of age or older, except as provided in
14 section 1503 (relating to persons ineligible for licensing;
15 license issuance to minors; junior driver's license), who
16 have demonstrated their qualifications to operate any single
17 vehicle, except those vehicles requiring a Class M
18 qualification, with a gross vehicle weight rating of not more
19 than 26,000 pounds or any combination of vehicles, except
20 combination vehicles involving motorcycles, that does not
21 meet the definition of either Class A or Class B of this
22 section.

23 (i) Where required under this title, appropriate
24 endorsements must be obtained.

25 (ii) Any firefighter who is the holder of a Class C
26 license and who has a certificate of authorization from
27 his fire chief shall be authorized to operate any fire or
28 emergency vehicle registered to the fire department or
29 municipality, regardless of the other requirements of
30 this section as to the class of license required. No fire

1 chief, fire department, including any volunteer fire
2 company, or municipality shall be liable for any civil
3 damages as a result of the issuance of a certificate
4 authorized under this paragraph unless such act
5 constituted a crime, actual fraud, actual malice or
6 willful misconduct.

7 (iii) Any member of a rescue or emergency squad who
8 is the holder of a Class C license and who has a
9 certificate of authorization from the head of the rescue
10 or emergency squad shall be authorized to operate any
11 rescue or emergency vehicle equipped with audible and
12 visual signals registered to the rescue or emergency
13 squad or municipality, regardless of the other
14 requirements of this section as to the class of license
15 required. No head of a rescue or emergency squad, the
16 rescue or emergency squad or municipality shall be liable
17 for any civil damages as a result of the issuance of a
18 certificate of authorization under this paragraph unless
19 such issuance constituted a crime, actual fraud, actual
20 malice or willful misconduct.

21 (iv) The holder of a Class C license shall also be
22 authorized to drive a motor-driven cycle with an
23 automatic transmission and cylinder capacity not
24 exceeding 50 cubic centimeters or a three-wheeled
25 motorcycle equipped with an enclosed cab, but not a
26 motorcycle unless the license is endorsed, as provided in
27 this title.

28 * * *

29 Section 3. Section 1505(b) and (d) of Title 75 are amended
30 and the section is amended by adding a ~~subsection~~ SUBSECTIONS to ←

1 read:

2 § 1505. Learners' permits.

3 * * *

4 (b) Learner must be accompanied.--A learner's permit
5 entitles the person to whom it was issued to drive vehicles and
6 combinations of vehicles of the class or classes specified, but
7 only while the holder of the learner's permit is accompanied by
8 and under the immediate supervision of a person ~~who is at least~~ <—

9 WHO: <—

10 (1) IS AT LEAST [18] 21 years of age [and who:] OR, IF <—
11 THE SPOUSE OF THE LEARNER'S PERMIT HOLDER, IS AT LEAST 18
12 YEARS OF AGE; OR, IF A PARENT, GUARDIAN OR PERSON IN LOCO
13 PARENTIS OF THE LEARNER'S PERMIT HOLDER, IS AT LEAST 18 YEARS
14 OF AGE;

15 [(1)] (2) is licensed in this Commonwealth to drive <—
16 vehicles of the class then being driven by the holder of the
17 learner's permit; and

18 [(2)] (3) is actually occupying a seat beside the holder <—
19 of the learner's permit unless the vehicle is a motorcycle.

20 * * *

21 (d) Duration of permit.--A learner's permit shall be valid
22 for a period of [120 days] one year after date of issue, or
23 until the holder of the permit has failed the examination as
24 authorized in section 1508 (relating to examination of applicant
25 for driver's license) three times within the [120-day] one-year
26 period.

27 (e) Authorization to test for driver's license and junior
28 driver's license.--A person with a learner's permit is
29 authorized to take the examination for a regular or junior
30 driver's license for the class of vehicle for which a permit is

1 held. Before a person under the age of 18 years may take the
2 examination for a junior driver's license the minor must: <—

3 (1) have held a learner's permit for that class of
4 vehicle for a period of six months; and

5 (2) present to the department a certification signed by
6 the same individual who signed the minor's application for a
7 learner's permit under section 1507 (relating to application
8 for driver's license or learner's permit by minor) stating
9 that the minor applicant has completed 50 hours of behind-
10 the wheel training under the supervision required by

11 subsection (b). EXAMINATION FOR A JUNIOR DRIVER'S LICENSE THE <—
12 MINOR MUST:

13 (1) HAVE HELD A LEARNER'S PERMIT FOR THAT CLASS OF
14 VEHICLE FOR A PERIOD OF SIX MONTHS; AND

15 (2) PRESENT TO THE DEPARTMENT A CERTIFICATION FORM
16 SIGNED BY THE FATHER, MOTHER, GUARDIAN, PERSON IN LOCO
17 PARENTIS OR SPOUSE OF A MARRIED MINOR STATING THAT THE MINOR
18 APPLICANT HAS COMPLETED 50 HOURS OF PRACTICAL DRIVING
19 EXPERIENCE ACCOMPANIED AS REQUIRED UNDER SUBSECTION (B).

20 SUBMISSION OF A CERTIFICATION SHALL NOT SUBJECT THE PARENT,
21 GUARDIAN, PERSON IN LOCO PARENTIS OR SPOUSE OF A MARRIED
22 MINOR TO ANY LIABILITY BASED UPON THE CERTIFICATION.

23 (3) HAVE THE CERTIFICATION FORM COMPLETED WHEN THE MINOR
24 IS READY FOR THE LICENSING EXAMINATION. THE CERTIFICATION
25 FORM SHALL BE DEVELOPED BY THE DEPARTMENT AND WILL BE
26 PROVIDED BY THE DEPARTMENT WHEN THE ORIGINAL APPLICATION FOR
27 A LEARNER'S PERMIT IS PROCESSED. THE DEPARTMENT WILL MAKE
28 THIS FORM READILY AVAILABLE THROUGH THE MAIL OR INTERNET <—
29 ELECTRONIC MEANS. <—

30 (F) FILING A FALSE CERTIFICATION.--ANY PERSON WHO KNOWINGLY <—

1 ~~FILES A FALSE CERTIFICATION VIOLATES THE PROVISIONS OF THIS~~ <—
2 ~~TITLE AND SHALL BE SUBJECT TO THE PENALTIES AUTHORIZED IN~~
3 ~~COMMITTS A SUMMARY OFFENSE UNDER SECTION 6502 (RELATING TO~~ <—
4 ~~SUMMARY OFFENSES).~~

5 ~~Section 4. Section 1533(e) of Title 75 is amended to read:~~ <—
6 SECTION 4. SECTIONS 1532(C) AND 1533(E) OF TITLE 75 ARE <—
7 AMENDED TO READ:

8 § 1532. SUSPENSION OF OPERATING PRIVILEGE.

9 * * *

10 (C) SUSPENSION.--THE DEPARTMENT SHALL SUSPEND THE OPERATING
11 PRIVILEGE OF ANY PERSON UPON RECEIVING A CERTIFIED RECORD OF THE
12 PERSON'S CONVICTION OF ANY OFFENSE INVOLVING THE POSSESSION,
13 SALE, DELIVERY, OFFERING FOR SALE, HOLDING FOR SALE OR GIVING
14 AWAY OF ANY CONTROLLED SUBSTANCE UNDER THE LAWS OF THE UNITED
15 STATES, THIS COMMONWEALTH OR ANY OTHER STATE, OR ANY PERSON 21 <—
16 YEARS OF AGE OR YOUNGER UPON RECEIVING A CERTIFIED RECORD OF THE
17 PERSON'S CONVICTION OR ADJUDICATION OF DELINQUENCY UNDER 18
18 PA.C.S. § 2706 (RELATING TO TERRORISTIC THREATS) COMMITTED ON <—
19 ANY SCHOOL PROPERTY, INCLUDING ANY PUBLIC SCHOOL GROUNDS, DURING
20 ANY SCHOOL-SPONSORED ACTIVITY OR ON ANY CONVEYANCE PROVIDING
21 TRANSPORTATION TO A SCHOOL ENTITY OR SCHOOL-SPONSORED ACTIVITY.

22 (1) THE PERIOD OF SUSPENSION SHALL BE AS FOLLOWS:

23 (I) FOR A FIRST OFFENSE, A PERIOD OF SIX MONTHS FROM
24 THE DATE OF THE SUSPENSION.

25 (II) FOR A SECOND OFFENSE, A PERIOD OF ONE YEAR FROM
26 THE DATE OF THE SUSPENSION.

27 (III) FOR A THIRD AND ANY SUBSEQUENT OFFENSE
28 THEREAFTER, A PERIOD OF TWO YEARS FROM THE DATE OF THE
29 SUSPENSION.

30 (2) FOR THE PURPOSES OF THIS SUBSECTION, THE TERM

1 "CONVICTION" SHALL INCLUDE ANY CONVICTION OR ADJUDICATION OF
2 DELINQUENCY FOR ANY OF THE OFFENSES LISTED IN PARAGRAPH (1),
3 WHETHER IN THIS COMMONWEALTH OR ANY OTHER FEDERAL OR STATE
4 COURT.

5 * * *

6 § 1533. Suspension of operating privilege for failure to
7 respond to citation.

8 * * *

9 (e) Remedy cumulative.--A suspension under this section
10 shall be in addition to the requirement of withholding renewal
11 or reinstatement of a violator's driver's license as prescribed
12 in section 1503(a) (relating to persons ineligible for
13 licensing; license issuance to minors; junior driver's license).

14 * * *

15 Section 5. Section 1538 of Title 75 is amended by adding a
16 subsection to read:

17 § 1538. School, examination or hearing on accumulation of
18 points or excessive speeding.

19 * * *

20 (e) Additional suspension of operating privilege.--

21 (1) In addition to any other provisions of law relating
22 to the suspension or revocation of operating privileges, a
23 person's operating privileges shall be suspended under any of
24 the following circumstances:

25 (i) Prior to reaching age 18, the person violates
26 section 3362 (relating to maximum speed limits) by
27 traveling ~~25~~ 26 miles per hour or more over the posted ←
28 speed limit and the violation results in a conviction,
29 guilty plea or plea of no contest before or after the
30 person reaches age 18.

1 (ii) The person accumulates six or more points under
2 the provisions of section 1535 (relating to schedule of
3 convictions and points) and the violations resulting in
4 points accumulation were committed before the person
5 reached age 18.

6 (2) The first suspension under paragraph (1) shall be
7 for a period of 90 days with every subsequent suspension
8 under paragraph (1) to be for a period of 120 days.
9 Suspensions under paragraph (1) shall be imposed
10 consecutively to each other and to any other suspension. A
11 suspension under paragraph (1) shall be considered a
12 subsequent suspension even it if is imposed contemporaneously
13 with a first suspension imposed under paragraph (1).

14 ~~Section 6. Section 1550(b)(1)(ii) of Title 75 is amended to~~ <—
15 ~~read:~~

16 SECTION 6. SECTIONS 1548(C) AND (D) AND 1550(B)(1)(II) OF <—
17 TITLE 75 ARE AMENDED TO READ:

18 § 1548. REQUIREMENTS FOR DRIVING UNDER INFLUENCE OFFENDERS.

19 * * *

20 (C) RESULTS OF EVALUATION.--BASED ON THE RESULTS OF
21 EVALUATION AND ANY ADDITIONAL INFORMATION AND EVIDENCE, THE
22 COURT MAY IN ADDITION TO ANY OTHER REQUIREMENTS OF THE COURT OR
23 THIS TITLE DETERMINE AND REQUIRE, AS PART OF SENTENCING OR
24 CONDITION OF PAROLE, PROBATION OR ACCELERATED REHABILITATIVE
25 DISPOSITION OR OTHER PRELIMINARY DISPOSITION, THAT THE PERSON
26 SUCCESSFULLY COMPLETE A PRESCRIBED PROGRAM OF INDIVIDUAL OR
27 GROUP INTERVENTION OR SUPERVISED INPATIENT OR OUTPATIENT
28 TREATMENT OR ANY COMBINATION OF THESE PROGRAMS OR TREATMENTS FOR
29 A PERIOD OF UP TO TWO YEARS IN DURATION. ANY PROGRAM OF
30 INDIVIDUAL OR GROUP INTERVENTION OR SUPERVISED INPATIENT OR

1 OUTPATIENT TREATMENT SHALL BE OF A TYPE APPROVED BY THE
2 DEPARTMENT OF HEALTH OR OPERATED BY A FACILITY OR HOSPITAL THAT
3 IS UNDER THE AUTHORITY OF THE UNITED STATES ARMED FORCES OR THE
4 DEPARTMENT OF VETERANS AFFAIRS. BASED ON PERIODIC REVIEWS OF THE
5 PERSON'S PROGRESS, THE COURT MAY ALTER, MODIFY OR SHORTEN OR
6 EXTEND THE DURATION OF THE REQUIREMENTS.

7 (D) ORDER FOR ALCOHOL OR DRUG COMMITMENT.--IF AFTER
8 EVALUATION AND FURTHER EXAMINATION AND HEARING IT IS DETERMINED
9 THAT A DEFENDANT IS AN ALLEGED CHRONIC ABUSER OF ALCOHOL OR
10 CONTROLLED SUBSTANCES OR THAT THE PERSON IS A SEVERELY
11 DEBILITATED CONTROLLED SUBSTANCE OR ALCOHOL ABUSER WHO
12 REPRESENTS A DEMONSTRATED AND SERIOUS THREAT, THE COURT MAY
13 ORDER THE PERSON COMMITTED FOR TREATMENT AT A FACILITY OR
14 INSTITUTION APPROVED BY THE DEPARTMENT OF HEALTH OR OPERATED BY
15 A FACILITY OR HOSPITAL THAT IS UNDER THE AUTHORITY OF THE UNITED
16 STATES ARMED FORCES OR THE DEPARTMENT OF VETERANS AFFAIRS. IF
17 THE DEFENDANT HAS BEEN CONVICTED OF A PREVIOUS VIOLATION OF
18 SECTION 3731, THE COURT SHALL ORDER THE PERSON COMMITTED TO A
19 DRUG AND ALCOHOL TREATMENT PROGRAM LICENSED BY THE OFFICE OF
20 DRUG AND ALCOHOL PROGRAMS OF THE DEPARTMENT OF HEALTH OR
21 OPERATED BY A FACILITY OR HOSPITAL THAT IS UNDER THE AUTHORITY
22 OF THE UNITED STATES ARMED FORCES OR THE DEPARTMENT OF VETERANS
23 AFFAIRS:

24 (1) ANY PERSON SUBJECT TO THIS SUBSECTION MAY BE
25 EXAMINED BY AN APPROPRIATE PHYSICIAN OF THE PERSON'S CHOOSING
26 AND THE RESULT OF THE EXAMINATION SHALL BE CONSIDERED BY THE
27 COURT.

28 (2) UPON MOTION DULY MADE BY THE COMMITTED PERSON, AN
29 ATTORNEY OR AN ATTENDING PHYSICIAN, THE COURT AT ANY TIME
30 AFTER AN ORDER OF COMMITMENT MAY REVIEW THE ORDER. AFTER

1 DETERMINING THE PROGRESS OF TREATMENT, THE COURT MAY ORDER
2 ITS CONTINUATION, THE PERSON'S RELEASE OR SUPERVISED
3 TREATMENT ON AN OUTPATIENT BASIS.

4 (3) ANY PERSON ORDERED BY THE COURT TO RECEIVE TREATMENT
5 AFTER A FIRST OFFENSE, AND ANY PERSON REQUIRED TO RECEIVE
6 TREATMENT AFTER A SECOND OFFENSE UNDER SECTION 3731 MUST
7 DEMONSTRATE TO THE COURT THAT THE DEFENDANT HAS SUCCESSFULLY
8 COMPLETED TREATMENT ACCORDING TO ALL GUIDELINES REQUIRED BY
9 THE PROGRAM BEFORE THE PERSON'S OPERATING PRIVILEGE MAY BE
10 RESTORED.

11 * * *

12 § 1550. Judicial review.

13 * * *

14 (b) Supersedeas.--

15 (1) * * *

16 (ii) The filing and service of a petition for appeal
17 from denial, recall, suspension or cancellation of a
18 driver's license under section 1503 (relating to persons
19 ineligible for licensing; license issuance to minors;
20 junior driver's license), 1504 (relating to classes of
21 licenses), 1509 (relating to qualifications for school
22 bus driver endorsement), 1514 (relating to expiration and
23 renewal of drivers' licenses), 1519 (relating to
24 determination of incompetency) or 1572 (relating to
25 cancellation of driver's license) shall not act as a
26 supersedeas unless ordered by the court after a hearing
27 attended by the petitioner.

28 * * *

29 ~~SECTION 7. TITLE 75 IS AMENDED BY ADDING A SECTION TO READ:~~ <—

30 ~~§ 1926.3. ADDITIONAL ANNUAL FEE FOR CERTAIN REGISTRATIONS.~~

1 ~~(A) ANNUAL RETENTION FEE. THE ANNUAL RETENTION FEE FOR A~~
2 ~~REGISTRATION PLATE NEW REGISTRATION PLATE ISSUED AFTER OCTOBER~~ <—
3 ~~1, 1999, UNDER SECTIONS 1352 (RELATING TO WILD RESOURCE~~
4 ~~CONSERVATION PLATE), 1353 (RELATING TO PRESERVE OUR HERITAGE~~
5 ~~REGISTRATION PLATE), 1354 (RELATING TO FLAGSHIP NIAGARA~~
6 ~~COMMEMORATIVE REGISTRATION PLATE), 1355 (RELATING TO ZOOLOGICAL~~
7 ~~PLATE) AND 1358 (RELATING TO DARE PLATE) SHALL BE \$10. THE~~
8 ~~ANNUAL RETENTION FEE SHALL BE IN ADDITION TO THE ANNUAL~~
9 ~~REGISTRATION FEE. NINE DOLLARS OF EACH RETENTION FEE REMITTED IN~~
10 ~~ACCORDANCE WITH THIS SECTION SHALL BE PAID TO THE FUND, ACCOUNT~~
11 ~~OR PROGRAM FOR WHICH THE REGISTRATION PLATE WAS ESTABLISHED. FOR~~ <—
12 ~~ANY SPECIAL FUND PLATE ISSUED PRIOR TO OCTOBER 1, 1999, THE~~
13 ~~REGISTRANT MAY ELECT TO HAVE THE DEPARTMENT ISSUE A FREE~~
14 ~~STANDARD ISSUE REPLACEMENT PLATE IN LIEU OF PAYMENT OF THE~~
15 ~~ANNUAL RETENTION FEE. THE FREE REPLACEMENT IS VALID ONLY FOR THE~~
16 ~~FIRST RENEWAL PERIOD AFTER THE EFFECTIVE DATE OF THIS SECTION.~~

17 ~~(B) ADMINISTRATIVE COSTS. ON DECEMBER 1, 2000, THE WILD~~
18 ~~RESOURCE CONSERVATION FUND, THE HISTORICAL PRESERVATION FUND,~~
19 ~~THE FLAGSHIP NIAGARA ACCOUNT, THE ZOOLOGICAL ENHANCEMENT FUND~~
20 ~~AND THE DRUG ABUSE RESISTANCE EDUCATION PROGRAM SHALL REIMBURSE~~
21 ~~THE DEPARTMENT FOR THE INITIAL COSTS INCURRED IN THE~~
22 ~~IMPLEMENTATION OF SUBSECTION (A). EACH FUND, ACCOUNT OR PROGRAM~~
23 ~~SHALL REIMBURSE THE DEPARTMENT IN PROPORTION TO THE NUMBER OF~~
24 ~~REGISTRATION PLATE RENEWALS THEY RECEIVE UNDER THIS SUBSECTION~~
25 ~~FOR THE PERIOD OCTOBER 1, 1999, THROUGH OCTOBER 1, 2000.~~

26 ~~SECTION 8. SECTION 1943 OF TITLE 75 IS AMENDED BY ADDING A~~ <—
27 ~~SUBSECTION TO READ:~~

28 ~~SECTION 7. SECTIONS 1943 AND 3313 OF TITLE 75 ARE AMENDED BY~~ <—
29 ~~ADDING SUBSECTIONS TO READ:~~

30 ~~§ 1943. ANNUAL HAULING PERMITS.~~

1 * * *

2 (O) FLOAT GLASS OR FLAT GLASS.--THE ANNUAL FEE FOR THE
3 MOVEMENT OF FLOAT GLASS OR FLAT GLASS, AS PROVIDED FOR IN
4 SECTION 4979.3 (RELATING TO PERMIT FOR MOVEMENT OF FLOAT GLASS
5 OR FLAT GLASS FOR USE IN CONSTRUCTION AND OTHER END USES), SHALL
6 BE \$800.

7 (P) SELF-PROPELLED CRANES.--THE ANNUAL PERMIT FEE FOR EACH <—
8 SELF-PROPELLED CRANE, AS PROVIDED FOR IN SECTION 4979.5
9 (RELATING TO PERMIT FOR MOVEMENT OF SELF-PROPELLED CRANES),
10 SHALL BE AS FOLLOWS:

11 (1) CRANES NOT EXCEEDING 100,000 POUNDS GROSS WEIGHT,
12 PRORATED UP TO A MAXIMUM OF \$400.

13 (2) CRANES IN EXCESS OF 100,000 POUNDS GROSS WEIGHT,
14 PRORATED UP TO A MAXIMUM OF \$100 PLUS \$50 FOR EACH MILE OF
15 HIGHWAY AUTHORIZED UNDER THE PERMIT.

16 § 3313. RESTRICTIONS ON USE OF LIMITED ACCESS HIGHWAYS.

17 * * *

18 (D) DRIVING IN RIGHT LANE.--VEHICLES SHALL BE DRIVEN IN THE
19 LANE NEAREST THE RIGHT-HAND EDGE OF THE ROADWAY, EXCEPT WHEN
20 OVERTAKING ANOTHER VEHICLE, OR FOR A DISTANCE OF UP TO TWO MILES
21 IN PREPARATION FOR A LEFT TURN, OR AS DIRECTED BY OFFICIAL
22 TRAFFIC CONTROL DEVICES, POLICE OFFICERS OR APPROPRIATELY
23 ATTIRED PERSONS AUTHORIZED TO DIVERT, CONTROL OR REGULATE
24 TRAFFIC.

25 Section ~~7-8-9~~ 8. Section 4581(b) of Title 75 is amended and <—
26 subsection (a) is amended by adding a paragraph to read:

27 § 4581. Restraint systems.

28 (a) Occupant protection.--

29 * * *

30 (3) A driver who is under 18 years of age may not

1 operate a motor vehicle in which the number of passengers
2 exceeds the number of available safety seat belts in the
3 vehicle.

4 (b) Offense.--Anyone who fails to comply with the provisions
5 of subsection (a)(1) shall be guilty of a summary offense with a
6 maximum fine of \$25. The court imposing and collecting any such
7 fines shall transfer the fines thus collected to the State
8 Treasurer for deposit in the Child Passenger Restraint Fund,
9 pursuant to section 4582 (relating to Child Passenger Restraint
10 Fund). Anyone who violates subsection (a)(2) or (a)(3) commits a
11 summary offense and shall, upon conviction, be sentenced to pay
12 a fine of \$10. No [persons] person shall be convicted of a
13 violation of subsection (a)(2) unless the person is also
14 convicted of another violation of this title which occurred at
15 the same time. No costs as described in 42 Pa.C.S. § 1725.1
16 (relating to costs) shall be imposed for summary conviction of
17 subsection (a)(2) or (a)(3). Conviction under this subsection
18 shall not constitute a moving violation.

19 * * *

20 ~~SECTION 10. SECTION 4962(F) OF TITLE 75 IS AMENDED TO READ:~~ <—

21 SECTION 9. SECTION 4706(G) OF TITLE 75 IS AMENDED BY ADDING <—

22 A PARAGRAPH TO READ:

23 § 4706. PROHIBITION ON EXPENDITURES FOR EMISSION INSPECTION
24 PROGRAM.

25 * * *

26 (G) ALTERNATIVE ENHANCED EMISSION INSPECTION PROGRAM.--
27 NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (F), THE DEPARTMENT
28 SHALL COMPLY WITH ALL OF THE FOLLOWING REQUIREMENTS:

29 * * *

30 (5) THE DEPARTMENT SHALL, WITH THE EXPRESS WRITTEN

1 APPROVAL OF THE ADMINISTRATOR OF THE UNITED STATES
2 ENVIRONMENTAL PROTECTION AGENCY OR A FINAL ORDER OF A FEDERAL
3 COURT OF COMPETENT JURISDICTION, IMMEDIATELY SUSPEND THE
4 ADMINISTRATION AND OPERATION OF ANY EXISTING EMISSIONS
5 INSPECTION PROGRAM OR ENHANCED EMISSIONS INSPECTION PROGRAM
6 ADMINISTERED AND ESTABLISHED IN EVERY FIRST CLASS, SECOND
7 CLASS, SECOND CLASS A, THIRD CLASS AND FOURTH CLASS COUNTY AS
8 PRESENTLY REQUIRED BY FEDERAL LAW OR REGULATION OR ORDER OF A
9 UNITED STATES COURT UNTIL SUCH TIME AS THE DEPARTMENT HAS
10 ESTABLISHED AND IS ADMINISTERING AN ENHANCED EMISSIONS
11 INSPECTION PROGRAM IN EVERY FIRST CLASS, SECOND CLASS, SECOND
12 CLASS A, THIRD, FOURTH AND FIFTH CLASS COUNTY AS REQUIRED BY
13 FEDERAL LAW OR REGULATION OR ORDER OF A UNITED STATES COURT.

14 * * *

15 SECTION 9 10. SECTIONS 4962(F), 4968 AND 4977 OF TITLE 75, <—
16 AMENDED DECEMBER 21, 1998 (P.L.1126, NO.151), ARE AMENDED TO
17 READ:

18 § 4962. CONDITIONS OF PERMITS AND SECURITY FOR DAMAGES.

19 * * *

20 (F) WHEN LOADS PERMITTED.--ONLY VEHICLES AND COMBINATIONS
21 PERMITTED UNDER THE FOLLOWING PROVISIONS SHALL BE AUTHORIZED TO
22 CARRY OR HAUL LOADS WHILE OPERATING UNDER THE PERMIT:

23 SECTION 4961(A)(2), (3) AND (6) (RELATING TO AUTHORITY TO
24 ISSUE PERMITS).

25 SECTION 4965 (RELATING TO SINGLE PERMITS FOR MULTIPLE
26 HIGHWAY CROSSINGS).

27 SECTION 4968 (RELATING TO PERMIT FOR MOVEMENT DURING
28 COURSE OF MANUFACTURE).

29 SECTION 4974 (RELATING TO PERMIT FOR MOVEMENT OF
30 CONTAINERIZED CARGO).

1 SECTION 4975 (RELATING TO PERMIT FOR MOVEMENT OF SPECIAL
2 MOBILE EQUIPMENT).

3 SECTION 4976 (RELATING TO PERMIT FOR MOVEMENT OF DOMESTIC
4 ANIMAL FEED).

5 SECTION 4976.1 (RELATING TO PERMIT FOR MOVEMENT OF LIVE
6 DOMESTIC ANIMALS).

7 SECTION 4977 (RELATING TO PERMIT FOR MOVEMENT OF WOODEN
8 STRUCTURES).

9 SECTION 4978 (RELATING TO PERMIT FOR MOVEMENT OF BUILDING
10 STRUCTURAL COMPONENTS).

11 SECTION 4979 (RELATING TO PERMIT FOR MOVEMENT OF
12 PARTICLEBOARD OR FIBERBOARD USED IN THE MANUFACTURE OF READY-
13 TO-ASSEMBLE FURNITURE).

14 SECTION 4979.1 (RELATING TO PERMIT FOR MOVEMENT OF BULK
15 REFINED OIL).

16 SECTION 4979.2 (RELATING TO PERMIT FOR MOVEMENT OF WASTE
17 COAL AND BENEFICIAL COMBUSTION ASH).

18 SECTION 4979.3 (RELATING TO PERMIT FOR MOVEMENT OF FLOAT
19 GLASS OR FLAT GLASS FOR USE IN CONSTRUCTION AND OTHER END
20 USES).

21 SECTION 4979.4 (RELATING TO PERMIT FOR MOVEMENT OF SELF- <—
22 PROPELLED CRANES).

23 * * *

24 ~~SECTION 11. SECTIONS 4968 AND 4977 OF TITLE 75, AMENDED~~ <—
25 ~~DECEMBER 21, 1998 (P.L.1126, NO.151), ARE AMENDED TO READ:~~
26 § 4968. PERMIT FOR MOVEMENT DURING COURSE OF MANUFACTURE.

27 (A) ANNUAL PERMIT.--AN ANNUAL PERMIT MAY BE ISSUED
28 AUTHORIZING MOVEMENT ON SPECIFIED HIGHWAYS OF BOATS, TRAILERS,
29 MOBILE HOMES, MODULAR HOUSING UNITS AND UNDERCARRIAGES,
30 HELICOPTERS, HOT INGOTS, RAW COAL, BASIC OXYGEN FURNACE LANCES,

1 RAILWAY EQUIPMENT AND RAILS OR OTHER ARTICLES, VEHICLES OR
2 COMBINATIONS WHICH EXCEED THE MAXIMUM HEIGHT, WIDTH OR LENGTH
3 SPECIFIED IN SUBCHAPTER B (RELATING TO WIDTH, HEIGHT AND LENGTH)
4 OR SELF-PROPELLED CRANES OR COMBINATIONS CARRYING RAW MILK OR
5 FLAT-ROLLED STEEL COILS [OR], HOT INGOTS, PULPWOOD AND WOOD ←
6 CHIPS FOR PAPER MANUFACTURE OR RAW WATER WHICH EXCEED THE
7 MAXIMUM WEIGHT SPECIFIED IN SUBCHAPTER C (RELATING TO MAXIMUM
8 WEIGHTS OF VEHICLES) WHILE THEY ARE IN THE COURSE OF MANUFACTURE
9 AND UNDER CONTRACT WITH OR UNDER THE DIRECT CONTROL OF THE
10 MANUFACTURER, SUBJECT TO THE FOLLOWING PROVISIONS:

11 (1) EXCEPT FOR ARTICLES AND VEHICLES NOT EXCEEDING 102
12 INCHES IN WIDTH, NO PERMIT SHALL BE ISSUED UNDER THIS SECTION
13 FOR MOVEMENT OF ARTICLES OR VEHICLES WHILE THEY ARE IN
14 TRANSIT FROM THE MANUFACTURER TO A PURCHASER OR DEALER OR FOR
15 THE MOVEMENT OF ARTICLES OR VEHICLES UPON A FREEWAY.

16 (2) ARTICLES AND VEHICLES NOT WIDER THAN 102 INCHES MAY
17 BE MOVED ANY DISTANCE ON A PERMIT. ARTICLES AND VEHICLES
18 WIDER THAN 102 INCHES BUT NOT IN EXCESS OF TEN FEET IN WIDTH
19 MAY BE MOVED UP TO 50 MILES ON A PERMIT. WIDER ARTICLES AND
20 VEHICLES MAY BE MOVED NO FARTHER THAN TEN MILES ON A PERMIT.

21 (3) A COMBINATION OF VEHICLES WHICH IS HAULING FLAT-
22 ROLLED STEEL COILS MAY BE PERMITTED BY THE DEPARTMENT AND
23 LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN THEIR
24 RESPECTIVE JURISDICTION A DISTANCE NOT EXCEEDING 50 MILES IF
25 THE GROSS WEIGHT DOES NOT EXCEED 100,000 POUNDS AND THE
26 WEIGHT OF ANY NONSTEERING AXLE DOES NOT EXCEED 21,000 POUNDS.
27 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
28 INTERSTATE HIGHWAY.

29 (3.1) A COMBINATION OF VEHICLES WHICH IS HAULING RAW
30 MILK TO OR FROM A MANUFACTURER MAY BE PERMITTED BY THE

1 DEPARTMENT AND LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN
2 THEIR RESPECTIVE JURISDICTION 24 HOURS A DAY, SEVEN DAYS A
3 WEEK, EXCEPT DURING INCLEMENT WEATHER AS DEFINED IN
4 DEPARTMENT REGULATIONS, IF THE GROSS WEIGHT DOES NOT EXCEED
5 95,000 POUNDS AND IF THE WEIGHT OF ANY NONSTEERING AXLE DOES
6 NOT EXCEED 21,000 POUNDS. NO PERMIT MAY BE ISSUED FOR THIS
7 TYPE OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

8 (3.2) A COMBINATION OF VEHICLES WHICH IS HAULING A HOT
9 INGOT MAY BE PERMITTED BY THE DEPARTMENT AND LOCAL
10 AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN THEIR RESPECTIVE
11 JURISDICTION A DISTANCE NOT EXCEEDING 25 MILES IF THE GROSS
12 WEIGHT DOES NOT EXCEED 150,000 POUNDS AND THE WEIGHT OF ANY
13 NONSTEERING AXLE DOES NOT EXCEED 21,000 POUNDS.

14 (3.3) A COMBINATION OF VEHICLES WHICH IS HAULING BASIC
15 OXYGEN FURNACE LANCES MAY BE PERMITTED BY THE DEPARTMENT AND
16 LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN THEIR
17 RESPECTIVE JURISDICTIONS IF THE OVERALL LENGTH DOES NOT
18 EXCEED 90 FEET. A VEHICLE OPERATING UNDER A PERMIT AUTHORIZED
19 UNDER THIS SECTION MAY BE DRIVEN 24 HOURS A DAY, SEVEN DAYS A
20 WEEK, IF THE VEHICLE OR COMBINATION IS OPERATED AT PREVAILING
21 SPEEDS. MOVEMENT UNDER THIS PARAGRAPH IS NOT AUTHORIZED
22 DURING ANY OF THE FOLLOWING:

23 (I) A HOLIDAY PERIOD SPECIFIED IN DEPARTMENT
24 REGULATIONS OR IN THE PERMIT.

25 (II) INCLEMENT WEATHER, AS DEFINED IN DEPARTMENT
26 REGULATIONS.

27 (3.4) A SELF-PROPELLED CRANE WHICH IS BEING ROAD TESTED
28 MAY BE PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO
29 MOVE UPON HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS A
30 DISTANCE NOT EXCEEDING 15 MILES IF THE GROSS WEIGHT DOES NOT

1 EXCEED 150,000 POUNDS AND THE WEIGHT ON ANY AXLE DOES NOT
2 EXCEED 27,000 POUNDS.

3 (3.5) A COMBINATION OF VEHICLES WHICH IS HAULING RAW
4 COAL FROM A MINE TO A PROCESSING OR PREPARATION FACILITY MAY
5 BE PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO MOVE
6 UPON HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS A
7 DISTANCE NOT EXCEEDING 30 MILES IF THE GROSS WEIGHT DOES NOT
8 EXCEED 95,000 POUNDS AND IF THE WEIGHT OF ANY NONSTEERING
9 AXLE DOES NOT EXCEED 21,000 POUNDS. NO PERMIT MAY BE ISSUED
10 FOR THIS TYPE OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

11 (3.6) A COMBINATION OF VEHICLES WHICH IS HAULING RAW
12 WATER FROM A SPRING TO A BOTTLING FACILITY MAY BE PERMITTED
13 BY THE DEPARTMENT AND LOCAL AUTHORITIES TO MOVE UPON
14 SPECIFIED HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS
15 SUBJECT TO THE FOLLOWING CONDITIONS:

16 (I) THE VEHICLE MUST BE A SIX AXLE COMBINATION -
17 THREE AXLE TRUCK TRACTOR.

18 (II) GROSS VEHICULAR WEIGHT MUST NOT EXCEED 96,900
19 POUNDS.

20 (III) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
21 11,000 POUNDS.

22 (IV) MAXIMUM WEIGHT ON THE TRUCK-TRACTOR TANDEM
23 (AXLES TWO AND THREE) SHALL BE 38,000 POUNDS, WITH A
24 MAXIMUM OF 19,500 POUNDS ON EITHER AXLE IN THE GROUP.

25 (V) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM (AXLES
26 FOUR, FIVE AND SIX) SHALL BE 47,700 POUNDS, WITH A
27 MAXIMUM OF 16,400 POUNDS ON ANY AXLE IN THE GROUP.

28 (VI) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE TWO
29 SHALL BE 12 FEET, 11 INCHES.

30 (VII) THE CENTER TO CENTER DISTANCE BETWEEN THE LAST

1 DRIVE AXLE OF THE TRUCK TRACTOR, AXLE THREE AND THE FIRST
2 AXLE OF SEMITRAILER, AXLE 4, MUST BE A MINIMUM OF 26
3 FEET, SEVEN INCHES.

4 (VIII) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
5 AXLES SHALL BE FOUR FEET, ONE INCH.

6 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
7 INTERSTATE HIGHWAY.

8 (3.7) A COMBINATION OF VEHICLES WHICH IS HAULING ←
9 PULPWOOD OR WOOD CHIPS FROM A SPECIFIED SOURCE TO A PAPER
10 MANUFACTURING SITE MAY BE PERMITTED BY THE DEPARTMENT AND
11 LOCAL AUTHORITIES TO MOVE UPON SPECIFIED HIGHWAYS WITHIN
12 THEIR RESPECTIVE JURISDICTIONS SUBJECT TO THE FOLLOWING
13 CONDITIONS:

14 (I) THE VEHICLE MUST BE A FIVE AXLE COMBINATION -
15 THREE AXLE TRUCK TRACTOR MEETING THE FOLLOWING
16 CHARACTERISTICS:

17 (A) GROSS VEHICULAR WEIGHT MUST NOT EXCEED
18 95,000 POUNDS.

19 (B) MAXIMUM WEIGHT ON STEERING AXLE SHALL BE
20 11,000 POUNDS.

21 (C) MAXIMUM WEIGHT ON THE TRUCK-TRAILER TANDEM
22 (AXLES TWO AND THREE) SHALL BE 42,000 POUNDS, WITH A
23 MAXIMUM OF 21,000 POUNDS ON EITHER AXLE IN THE GROUP.

24 (D) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM
25 (AXLES FOUR AND FIVE) SHALL BE 42,000 POUNDS, WITH A
26 MAXIMUM OF 21,000 POUNDS ON ANY AXLE IN THE GROUP.

27 (E) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE
28 TWO SHALL BE 12 FEET, SIX INCHES.

29 (F) THE CENTER-TO-CENTER DISTANCE BETWEEN THE
30 LAST DRIVE AXLE OF THE TRUCK TRACTOR, AXLE THREE AND

1 THE FIRST AXLE OF THE SEMITRAILER, AXLE FOUR, MUST BE
2 A MINIMUM OF 28 FEET, ZERO INCH.

3 (G) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
4 AXLES SHALL BE FOUR FEET, ZERO INCH.

5 (II) THE VEHICLE MUST BE A SIX AXLE COMBINATION -
6 THREE AXLE TRUCK TRACTOR MEETING THE FOLLOWING
7 CHARACTERISTICS:

8 (A) GROSS VEHICULAR WEIGHT MUST NOT EXCEED
9 107,000 POUNDS.

10 (B) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
11 12,000 POUNDS.

12 (C) MAXIMUM WEIGHT ON THE TRUCK-TRACTOR TANDEM
13 (AXLES TWO AND THREE) SHALL BE 42,000 POUNDS, WITH A
14 MAXIMUM OF 21,000 POUNDS ON EITHER AXLE IN THE GROUP.

15 (D) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM
16 (AXLES FOUR, FIVE AND SIX) SHALL BE 53,000 POUNDS,
17 WITH A MAXIMUM OF 17,670 POUNDS ON ANY AXLE IN THE
18 GROUP.

19 (E) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE
20 TWO SHALL BE 12 FEET, SIX INCHES.

21 (F) THE CENTER TO CENTER DISTANCE BETWEEN THE
22 LAST DRIVE AXLE OF THE TRUCK TRACTOR, AXLE THREE, AND
23 THE FIRST AXLE OF THE SEMITRAILER, AXLE FOUR, MUST BE
24 A MINIMUM OF 45 FEET, ZERO INCH.

25 (G) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
26 AXLES SHALL BE FOUR FEET, ZERO INCH.

27 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
28 INTERSTATE HIGHWAY.

29 (4) A PERMIT MAY BE DENIED OR REVOKED IN ORDER TO
30 PRESERVE THE SAFETY OF HIGHWAY USERS OR TO PROTECT THE

1 STRUCTURAL INTEGRITY OF HIGHWAYS OR BRIDGES OR AS OTHERWISE
2 AUTHORIZED BY DEPARTMENT REGULATIONS.

3 (B) DEFINITION.--AS USED IN THIS SECTION, THE TERM "RAW
4 MILK" SHALL HAVE THE MEANING GIVEN TO IT IN THE ACT OF JULY 2,
5 1935 (P.L.589, NO.210), REFERRED TO AS THE MILK SANITATION LAW.
6 § 4977. PERMIT FOR MOVEMENT OF WOODEN STRUCTURES.

7 AN ANNUAL PERMIT MAY BE ISSUED FOR THE MOVEMENT ON HIGHWAYS
8 OF CERTAIN WOODEN STRUCTURES WHICH EXCEED THE MAXIMUM LENGTH,
9 WIDTH AND HEIGHT SPECIFIED IN SUBCHAPTER B (RELATING TO WIDTH,
10 HEIGHT AND LENGTH), SUBJECT TO THE FOLLOWING CONDITIONS:

11 (1) THE OVERALL WIDTH, INCLUDING ALL APPURTENANCES AND
12 OVERHANGS, MAY NOT EXCEED 13 FEET.

13 (2) THE OVERALL LENGTH MAY NOT EXCEED 90 FEET.

14 (2.1) THE OVERALL HEIGHT MAY NOT EXCEED 13 FEET 10
15 INCHES.

16 (3) THE WOODEN STRUCTURE OR STRUCTURES MUST BE
17 TRANSPORTED ON A TRAILER DESIGNED SOLELY FOR THE
18 TRANSPORTATION OF SUCH STRUCTURES AND NOT USED FOR THE
19 TRANSPORTATION OF ANY OTHER TYPE OF LOAD.

20 (4) MOVEMENT UNDER THIS SECTION IS LIMITED TO ROOF
21 TRUSSES, WOODEN UTILITY SHEDS, GAZEBOS, GARAGES AND PLAY
22 EQUIPMENT.

23 SECTION ~~12-10~~ 11. TITLE 75 IS AMENDED BY ADDING ~~A SECTION~~ <—
24 SECTIONS TO READ: <—

25 § 4979.3. PERMIT FOR MOVEMENT OF FLOAT GLASS OR FLAT GLASS FOR
26 USE IN CONSTRUCTION AND OTHER END USES.

27 (A) GENERAL RULE.--AN ANNUAL PERMIT MAY BE ISSUED
28 AUTHORIZING THE MOVEMENT ON SPECIFIED HIGHWAYS OF FLOAT GLASS OR
29 FLAT GLASS FOR USE IN CONSTRUCTION AND OTHER END USES WHICH
30 EXCEEDS THE MAXIMUM VEHICLE GROSS WEIGHT SPECIFIED IN SUBCHAPTER

1 C (RELATING TO MAXIMUM WEIGHTS OF VEHICLES).

2 (B) SPECIFICATIONS.--

3 (1) THE WEIGHT OF ANY VEHICLE PERMITTED UNDER THIS
4 SECTION MAY NOT EXCEED 99,500 POUNDS OVERALL GROSS WEIGHT,
5 SHALL BE A FIVE AXLE COMBINATION - THREE AXLE TRUCK TRACTOR
6 AND SHALL HAVE THE FOLLOWING MAXIMUM AXLE WEIGHT LIMITS FOR
7 ALL AXLES:

8	<u>STEERING AXLES</u>	<u>9,000 POUNDS</u>
9	<u>TRUCK TRACTOR TANDEM AXLES</u>	<u>44,000 POUNDS</u>
10		<u>WITH A MAXIMUM OF</u>
11		<u>22,500 POUNDS ON EITHER</u>
12		<u>AXLE IN THE GROUP</u>
13	<u>SEMITRAILER TANDEM AXLES</u>	<u>46,500 POUNDS</u>
14		<u>WITH A MAXIMUM OF</u>
15		<u>23,750 POUNDS ON EITHER</u>
16		<u>AXLE IN THE GROUP</u>

17 (2) THE SPACING BETWEEN AXLE 1 AND AXLE 2 MUST BE A
18 MINIMUM OF 14 FEET.

19 (3) THE CENTER TO CENTER DISTANCE BETWEEN THE LAST DRIVE
20 AXLE OF THE TRUCK TRACTOR, AXLE 3, AND THE FIRST AXLE OF THE
21 SEMITRAILER, AXLE 4, MUST BE A MINIMUM OF 31 FEET, SIX
22 INCHES.

23 (4) THE SPACING BETWEEN TANDEM AXLES MUST BE A MINIMUM
24 OF FOUR FEET, FOUR INCHES.

25 (C) OPERATION LIMITATIONS.--

26 (1) EXCEPT AS PROVIDED IN PARAGRAPH (2), A VEHICLE
27 OPERATING UNDER A PERMIT AUTHORIZED UNDER THIS SECTION MAY BE
28 DRIVEN 24 HOURS A DAY, SEVEN DAYS A WEEK.

29 (2) MOVEMENT UNDER THIS PARAGRAPH IS NOT AUTHORIZED
30 DURING ANY OF THE FOLLOWING:

1 (I) A HOLIDAY PERIOD SPECIFIED IN DEPARTMENT
2 REGULATIONS OR IN THE PERMIT.

3 (II) INCLEMENT WEATHER, AS DEFINED IN DEPARTMENT
4 REGULATIONS.

5 (D) INTERSTATE HIGHWAYS.--NO PERMIT MAY BE ISSUED FOR THIS
6 TYPE OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

7 § 4979.4. PERMIT FOR MOVEMENT OF SELF-PROPELLED CRANES. <—

8 AN ANNUAL PERMIT MAY BE ISSUED AUTHORIZING THE MOVEMENT ON
9 SPECIFIED HIGHWAYS OF SELF-PROPELLED CRANES WHICH EXCEED THE
10 MAXIMUM VEHICLE GROSS OR MAXIMUM AXLE WEIGHTS SPECIFIED IN
11 SUBCHAPTER C (RELATING TO MAXIMUM WEIGHTS OF VEHICLES).

12 SECTION ~~13-11~~ 12. SECTION 6114 OF TITLE 75 IS AMENDED BY <—
13 ADDING A SUBSECTION TO READ:

14 § 6114. LIMITATION ON SALE, PUBLICATION AND DISCLOSURE OF
15 RECORDS.

16 * * *

17 (D) ADDITIONAL REQUIREMENT.--NOTWITHSTANDING ANY OTHER
18 PROVISION OF THIS SECTION, IN THE CASE OF A DRIVER UNDER 18
19 YEARS OF AGE, THE DEPARTMENT SHALL NOTIFY THE PARENT OR GUARDIAN
20 OF THE MINOR LICENSEE, AT THE ADDRESS OF RECORD OF THE MINOR, OF
21 ANY CONVICTIONS RECORDED AGAINST THE MINOR'S RECORD, OR ANY
22 ACTION TO SUSPEND OR REVOKE THE MINOR'S OPERATING PRIVILEGE.
23 FAILURE OF THE PERSON TO RECEIVE THE NOTICE SHALL NOT PREVENT
24 THE ACTION TAKEN BY THE DEPARTMENT.

25 SECTION ~~9-14-12~~ 13. SECTION 8914.1 OF TITLE 75, ADDED <—
26 DECEMBER 21, 1998 (P.L.1126, NO.151), IS AMENDED TO READ:
27 § 8914.1. SECURITY WALL PILOT PROJECT.

28 THE COMMISSION SHALL CONSTRUCT, MAINTAIN AND ASSESS THE LONG-
29 TERM EFFECTIVENESS OF A SECURITY WALL PILOT PROJECT FROM A POINT
30 AT OR NEAR MILEPOST [1.8] 1.0 ON THE NORTHEAST EXTENSION OF THE

1 PENNSYLVANIA TURNPIKE TO A POINT AT OR NEAR MILEPOST [2.6] 1.8.
2 SUCH PILOT PROJECT SHALL ENCOMPASS THE SOUTHBOUND LANES OF THE
3 NORTHEAST EXTENSION BETWEEN SAID MILEPOSTS. THE COMMISSION SHALL
4 COMMENCE THE DESIGN AND CONSTRUCTION OF THE SECURITY WALL PILOT
5 PROJECT AUTHORIZED BY THIS SECTION IMMEDIATELY UPON TRANSFER OF
6 FUNDS BY THE DEPARTMENT.

7 Section ~~8-10-15-13~~ 14. The amendment or addition of 75 <—
8 Pa.C.S. § 1505(d) and (e) shall apply only to persons who
9 receive permits issued on or after the effective date of this
10 act.

11 SECTION ~~16-14~~ 15. (A) THERE IS HEREBY ESTABLISHED A TASK <—
12 FORCE ON DRIVER'S EDUCATION PROGRAMS.

13 (B) THE TASK FORCE SHALL BE COMPRISED OF ~~17~~ 14 MEMBERS AS <—
14 FOLLOWS:

15 (1) FOUR MEMBERS COMPRISED OF THE CHAIRMAN AND MINORITY
16 CHAIRMAN OF THE COMMITTEE ON TRANSPORTATION OF THE SENATE AND
17 THE CHAIRMAN AND MINORITY CHAIRMAN OF THE COMMITTEE ON
18 TRANSPORTATION OF THE HOUSE OF REPRESENTATIVES OR THEIR
19 DESIGNEES.

20 (2) THE SECRETARY OF TRANSPORTATION OR HIS DESIGNEE, WHO <—
21 SHALL BE THE CHAIRMAN OF THE TASK FORCE.

22 (3) THE SECRETARY OF EDUCATION OR HIS DESIGNEE.

23 (4) FOUR PERSONS ~~TO BE APPOINTED ONE EACH BY THE~~ <—
24 ~~PRESIDENT PRO TEMPORE OF THE SENATE, THE SPEAKER OF THE HOUSE~~
25 ~~OF REPRESENTATIVES, THE MINORITY LEADER OF THE SENATE AND THE~~
26 ~~MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES.~~, COMPRISED <—
27 OF THE CHAIRMAN AND MINORITY CHAIRMAN OF THE COMMITTEE ON
28 EDUCATION OF THE SENATE AND THE CHAIRMAN AND MINORITY
29 CHAIRMAN OF THE COMMITTEE ON EDUCATION OF THE HOUSE OF
30 REPRESENTATIVES OR THEIR DESIGNEES.

1 (5) THE DEPARTMENT OF TRANSPORTATION SHALL APPOINT ~~SEVEN~~ <—
2 FOUR INDIVIDUALS WHO REPRESENT DIVERSE GROUPS OR <—
3 ORGANIZATIONS THAT HAVE A DIRECT INTEREST IN DRIVER'S
4 EDUCATION PROGRAMS.

5 (C) THE TASK FORCE SHALL ASSESS DRIVER'S EDUCATION PROGRAMS
6 IN ORDER TO MEET THE FOLLOWING OBJECTIVES:

7 (1) ANALYZE PROFESSIONAL LICENSING STANDARDS AND
8 CONTINUING EDUCATION REQUIREMENTS FOR DRIVER'S EDUCATION
9 INSTRUCTORS.

10 (2) REVIEW THE DRIVER'S EDUCATION CURRICULUM AND ON-THE-
11 ROAD EXPERIENCE, INCLUDING RESIDENTIAL, CITY, RURAL, OPEN
12 ROAD, EXPRESSWAY, NIGHT AND INCLEMENT WEATHER DRIVING.

13 (3) EXAMINE THE ADMINISTRATION OF THE DRIVER'S EDUCATION
14 PROGRAM BY THE DEPARTMENT OF EDUCATION AND CONSIDER THE
15 ADVANTAGES OR DISADVANTAGES OF TRANSFERRING RESPONSIBILITY TO
16 THE DEPARTMENT OF TRANSPORTATION.

17 (4) CONDUCT A COST-BENEFIT ANALYSIS OF ESTABLISHING
18 MANDATORY DRIVER'S EDUCATION REQUIREMENTS.

19 (5) ANALYZE OPTIONS FOR GENERATING A DEDICATED SOURCE OF
20 FUNDING FOR THE PER-STUDENT FEE FOR DRIVER'S EDUCATION
21 CLASSES, INCLUDING AN INCREASE IN THE CURRENT FEE FOR A
22 LEARNER'S PERMIT.

23 (6) CONSIDER ANY OTHER ISSUE RAISED IN RELATION TO THE
24 IMPROVEMENT OF DRIVER'S EDUCATION IN PUBLIC SCHOOLS.

25 (D) THE EXPENSES AND COSTS ASSOCIATED WITH THE TASK FORCE
26 SHALL BE THE RESPONSIBILITY OF THE DEPARTMENT OF TRANSPORTATION.

27 (E) THE TASK FORCE SHALL PREPARE A REPORT WITH FINDINGS AND
28 RECOMMENDATIONS TO THE TRANSPORTATION COMMITTEE OF THE SENATE
29 AND THE TRANSPORTATION COMMITTEE OF THE HOUSE OF REPRESENTATIVES
30 TO BE SUBMITTED WITHIN ~~18~~ 10 MONTHS OF THE EFFECTIVE DATE OF <—

1 THIS SECTION.

2 (F) THE PROVISIONS OF THIS SECTION AND THE TASK FORCE SHALL <—
3 EXPIRE ONE YEAR AFTER THE EFFECTIVE DATE OF THIS SECTION.

4 SECTION ~~15~~ 16. THE PENNSYLVANIA STATE POLICE AND THE <—
5 DEPARTMENT OF TRANSPORTATION SHALL JOINTLY STUDY THE ISSUE OF
6 THE PROBLEMS INVOLVING REGISTRATION VALIDATION STICKERS AND
7 PRESENT A REPORT WITH FINDINGS AND RECOMMENDATIONS TO THE
8 TRANSPORTATION COMMITTEE OF THE SENATE AND THE TRANSPORTATION
9 COMMITTEE OF THE HOUSE OF REPRESENTATIVES NO LATER THAN
10 SEPTEMBER 1, 1999.

11 Section ~~9-11-17-16~~ 17. This act shall take effect as <—
12 follows:

13 ~~(1) The amendment of 75 Pa.C.S. § 1503(c)(1) and (2)~~ <—
14 ~~shall take effect in 30 days.~~

15 ~~(2) (1) THE ADDITION OF 75 PA.C.S. § 1926.3 SHALL TAKE~~ <—
16 ~~EFFECT OCTOBER 1, 1999, OR IMMEDIATELY, WHICHEVER OCCURS~~
17 ~~LATER.~~

18 ~~(2) THE AMENDMENT OR ADDITION OF 75 PA.C.S. §§~~ <—
19 ~~1503(C)(1) AND (2), 1943, 4581(A)(3), 4962, 4968, 4977 AND~~ <—
20 ~~4979.3, 4979.3 AND 4979.4 SHALL TAKE EFFECT IN 60 DAYS.~~ <—

21 ~~(2) (3) This SECTION 14 AND THIS section shall take~~ <—
22 ~~effect immediately.~~

23 ~~(3) (4) The remainder of this act shall take effect in~~ <—
24 ~~180 days.~~

25 (1) THE AMENDMENT OR ADDITION OF 75 PA.C.S. §§ <—
26 1503(C)(1) AND (2), 1943, 4581(A)(3), 4962, 4968, 4977,
27 4979.3 AND 4979.4 SHALL TAKE EFFECT IN 60 DAYS.

28 (2) THE AMENDMENT OF 75 PA.C.S. § 4706(G) SHALL TAKE
29 EFFECT IMMEDIATELY UPON THE EXPRESS WRITTEN APPROVAL OF THE
30 ADMINISTRATOR OF THE UNITED STATES ENVIRONMENTAL PROTECTION

1 AGENCY OR A FINAL ORDER OF A FEDERAL COURT OF COMPETENT
2 JURISDICTION FOR THE SUSPENSION OF THE EXISTING ENHANCED
3 EMISSION INSPECTION PROGRAMS. THE DEPARTMENT OF ENVIRONMENTAL
4 PROTECTION SHALL IMMEDIATELY PUBLISH NOTICE OF THE RECEIPT OF
5 SUCH APPROVAL IN THE PENNSYLVANIA BULLETIN.

6 (3) SECTIONS 15 AND 16 AND THIS SECTION SHALL TAKE
7 EFFECT IMMEDIATELY.

8 (4) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT IN 180
9 DAYS.