

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2064 Session of 2011

INTRODUCED BY CARROLL, GOODMAN, CLYMER, D. COSTA, DeLUCA, GEIST, GROVE, HARKINS, HORNAMAN, KAVULICH, MILLARD, MUNDY, M. O'BRIEN, O'NEILL, PEIFER, SCHRODER, STABACK, SWANGER, TAYLOR, TRUITT AND YOUNGBLOOD, DECEMBER 7, 2011

REFERRED TO COMMITTEE ON TRANSPORTATION, DECEMBER 7, 2011

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for operation following
3 suspension of registration.

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

6 Section 1. Section 1371 of Title 75 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 1371. Operation following suspension of registration.

9 (a) General rule.--No person shall operate and no owner
10 shall permit to be operated upon any highway a vehicle the
11 registration of which has been suspended.

12 (a.1) Impound of vehicle.--When an officer has probable
13 cause to believe a person has violated subsection (a), the
14 officer shall not permit the suspected offender to drive the
15 involved vehicle. The officer may permit the registered owner to
16 remove the vehicle from the place of the traffic stop so long as
17 the registered owner is properly licensed to drive the vehicle

1 and the officer does not have probable cause to issue a citation
2 to the registered owner for a violation of subsection (a) or
3 section 1575 (relating to permitting violation of title).
4 Otherwise, the officer shall impound the vehicle.

5 (a.2) Forfeiture of vehicle.--Any motor vehicle used in
6 violation of this section shall be forfeited to the Commonwealth
7 if, upon hearing, the Commonwealth shows by a preponderance of
8 the evidence that the registered owner operated the vehicle in
9 violation of this section.

10 (b) Penalty.--[Any] Notwithstanding the provisions of
11 subsections (a.1) and (a.2), any person violating this section
12 is guilty of a summary offense and shall, upon conviction, be
13 sentenced to pay a fine of not less than \$100 nor more than
14 \$500. In the case of a motor carrier vehicle other than a
15 trailer, the fine shall be double the registration fee for the
16 maximum weight at which the vehicle could have been registered
17 in this Commonwealth.

18 Section 2. This act shall take effect in 60 days.