

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2371 Session of
2012

INTRODUCED BY MAHER, GEIST, BAKER, BEAR, BOBACK, BROOKS, COX,
CUTLER, EVANKOVICH, J. EVANS, EVERETT, FLECK, GIBBONS,
GILLEN, GINGRICH, GODSHALL, GRELL, HARRIS, HESS, HICKERNELL,
HUTCHINSON, KAUFFMAN, F. KELLER, LAWRENCE, LONGIETTI,
MICOZZIE, MILLARD, MILLER, MOUL, OBERLANDER, PYLE, QUINN,
REED, SAYLOR, SIMMONS, STEVENSON, SWANGER, TOOHIL, VULAKOVICH
AND WATSON, MAY 16, 2012

REFERRED TO COMMITTEE ON AGRICULTURE AND RURAL AFFAIRS, MAY 16,
2012

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for definitions and for width of
3 vehicles.

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

6 Section 1. The definition of "implement of husbandry" in
7 section 102 of Title 75 of the Pennsylvania Consolidated
8 Statutes is amended and the section is amended by adding
9 definitions to read:

10 § 102. Definitions.

11 Subject to additional definitions contained in subsequent
12 provisions of this title which are applicable to specific
13 provisions of this title, the following words and phrases when
14 used in this title shall have, unless the context clearly
15 indicates otherwise, the meanings given to them in this section:

* * *

"Agricultural commodity." Any of the following:

(1) Agricultural, apicultural, aquacultural, horticultural, floricultural, viticultural and dairy products.

(2) Livestock, poultry and the products of livestock and poultry.

(3) Crops and crop by products.

(4) Nutrients.

* * *

"Crop." The term includes, but is not limited to:

(1) Field crops, including corn, wheat, oats, rye, barley, hay, potatoes and dry beans.

(2) Fruits, including apples, peaches, grapes, cherries and berries.

(3) Vegetables, including tomatoes, snap beans, cabbage, carrots, beets, onions and mushrooms.

(4) Horticultural specialties, including nursery stock, ornamental shrubs, ornamental trees and flowers.

* * *

"Implement of husbandry." Farm equipment that meets all of the following criteria:

(1) Is equipped with pneumatic tires except if prohibited by religious beliefs.

(2) Is infrequently operated or moved upon highways.

(3) Is used in agriculture for any of the following purposes:

(i) performance of agriculture production or harvesting activities for the farmer's agricultural operations; or

(ii) transportation of an agricultural [products]
commodity or agricultural supplies for the benefit of the
farmer's agricultural operations.

The term also includes earthmoving equipment and any other
vehicle determined by the department to be an implement of
husbandry.

* * *

"Livestock." Cattle, horses, sheep, goats and swine of every
age and sex.

* * *

"Nutrient." The term includes, but is not limited to:

(1) A substance or recognized plant nutrient, element or
compound that is used or sold for its plant nutritive content
or its claimed nutritive value.

(2) Livestock and poultry manures and their byproducts,
compost used as fertilizer, commercially manufactured
chemical fertilizers, biosolids or combinations of
commercially manufactured chemical biosolids.

* * *

Section 2. Section 4921(b) of Title 75 is amended to read:

§ 4921. Width of vehicles.

* * *

(b) Special vehicles.--

(1) Any implement of husbandry or vehicle loaded with
[vegetable produce or forage crops] an agricultural commodity
and not exceeding [11] 12 feet in width may be driven, hauled
or towed between sunrise and sunset on highways other than
freeways.

(2) Any implement of husbandry not exceeding 14 feet 6
inches in width may be driven, hauled or towed between

1 sunrise and sunset on highways other than freeways:

2 (i) Between parts of one farm owned or operated by
3 the owner of the implement of husbandry.

4 (ii) Between farms owned or operated by the owner of
5 the implement of husbandry located not more than 50 miles
6 apart.

7 (iii) Between:

8 (A) farms; or

9 (B) a farm owned or operated by a farmer and a
10 place of business of a mechanic or dealer in
11 implements of husbandry;

12 located not more than 150 miles away for the purpose of
13 buying, selling, trading, loaning and leasing,
14 demonstrating, repairing or servicing the implement of
15 husbandry.

16 (3) Special mobile equipment not exceeding nine feet two
17 inches in width may be driven, hauled or towed between
18 sunrise and sunset on highways other than freeways.

19 (4) [The] Except for an implement of husbandry, the
20 department may regulate the operation of special vehicles
21 subject to this subsection which regulations may prohibit the
22 operation of special vehicles on certain days or during
23 certain hours.

24 (5) An implement of husbandry or vehicle used
25 [exclusively for highly perishable crops for processing] to
26 transport or harvest an agricultural commodity and not
27 exceeding 14 feet 6 inches in width may be operated at any
28 time on highways other than freeways [between sunset and
29 sunrise only during the period of May 20 to October 15]. The
30 implement or vehicle, when used [at this time] between sunset

1 and sunrise, shall have two rotating yellow beacons and
2 vehicular hazard signal lamps operating.

3 (6) Commercial implements of husbandry not exceeding 12
4 feet in width, including wheels and tires, may be driven,
5 hailed or towed between sunrise and sunset on highways other
6 than freeways.

7 * * *

8 Section 3. This act shall take effect immediately.