

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1340 Session of
2014

INTRODUCED BY VULAKOVICH, ALLOWAY, BAKER, BLAKE, BREWSTER,
BROWNE, BRUBAKER, EICHELBERGER, ERICKSON, FONTANA, SMITH,
SMUCKER, SOLOBAY, TEPLITZ, WHITE AND YUDICHAK, APRIL 21, 2014

REFERRED TO TRANSPORTATION, APRIL 21, 2014

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in rules of the road in general, further providing
3 for speed timing devices.

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

6 Section 1. Section 3368(c) of Title 75 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 3368. Speed timing devices.

9 * * *

10 (c) Mechanical, electrical and electronic devices
11 authorized.--

12 (1) Except as otherwise provided in this section, the
13 rate of speed of any vehicle may be timed on any highway by a
14 police officer using a mechanical or electrical speed timing
15 device.

16 (2) Except as otherwise provided in paragraph (3),
17 electronic devices such as radio-microwave devices (commonly
18 referred to as electronic speed meters or radar) may be used

1 [only by members of the Pennsylvania State Police] by any
2 police officer.

3 (3) Electronic devices which calculate speed by
4 measuring elapsed time between measured road surface points
5 by using two sensors and devices which measure and calculate
6 the average speed of a vehicle between any two points may be
7 used by any police officer.

8 (4) No person may be convicted upon evidence obtained
9 through the use of devices authorized by paragraphs (2) and
10 (3) unless the speed recorded is six or more miles per hour
11 in excess of the legal speed limit. Furthermore, no person
12 may be convicted upon evidence obtained through the use of
13 devices authorized by paragraph (3) in an area where the
14 legal speed limit is less than 55 miles per hour if the speed
15 recorded is less than ten miles per hour in excess of the
16 legal speed limit. This paragraph shall not apply to evidence
17 obtained through the use of devices authorized by paragraph
18 (2) or (3) within a school zone or an active work zone.

19 * * *

20 Section 2. This act shall take effect in 120 days.