
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 367 Session of
2017

INTRODUCED BY SABATINA, McGARRIGLE, BREWSTER, BARTOLOTTA,
YUDICHAK, FARNESE, VULAKOVICH, COSTA, STREET, AUMENT AND
VOGEL, FEBRUARY 15, 2017

REFERRED TO CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,
FEBRUARY 15, 2017

AN ACT

1 Amending the act of December 22, 1983 (P.L.306, No.84), entitled
2 "An act providing for the State Board of Vehicle
3 Manufacturers, Dealers and Salespersons; and providing
4 penalties," further providing for grounds for disciplinary
5 proceedings and for off-premise sales, shows, exhibitions or
6 rallies on Sundays.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. Sections 19(10) and 33 of the act of December 22,
10 1983 (P.L.306, No.84), known as the Board of Vehicles Act, are
11 amended to read:

12 Section 19. Grounds for disciplinary proceedings.

13 In addition to any criminal or civil penalties otherwise
14 provided in this act, the board shall have the power to formally
15 reprimand, suspend or revoke any license or refuse to issue or
16 renew any license of an applicant or licensee or a person
17 required to be licensed under this act, if after due notice of
18 and hearing, the person charged is found in violation of or
19 fails to carry out the acts and procedures set forth in this act

1 or is found guilty of committing or attempting to commit any of
2 the acts set forth in section 23 or any of the following acts:

3 * * *

4 (10) Having engaged in the buying, selling, exchanging,
5 trading or otherwise dealing in vehicles on Sunday in
6 violation of 18 Pa.C.S. § 7365 (relating to trading in motor
7 vehicles and trailers)[.], except that:

8 (i) Manufactured housing is permitted to be sold on
9 Sundays by licensed manufactured housing dealers without
10 being subject to prosecution under this paragraph.

11 (ii) Licensed motorcycle dealers are permitted to
12 buy, sell, exchange, trade or otherwise deal in
13 motorcycles on Sunday without being subject to
14 prosecution under this paragraph.

15 (iii) Motor vehicles are permitted to be sold on
16 Sundays by normal vehicle business dealers pursuant to
17 section 33(5) without being subject to prosecution under
18 this paragraph.

19 * * *

20 Section 33. [Off-premise sales] Sales, shows, exhibitions or
21 rallies on Sundays.

22 (1) The following shall be permitted to be open on
23 Sundays:

24 (i) Off-premise vehicle sales, shows and
25 exhibitions.

26 (ii) Recreational vehicle shows, recreational
27 vehicle off-premise sales, recreational vehicle
28 exhibitions and recreational vehicle rallies.

29 (2) Except as provided in paragraphs (3) [and], (4) and
30 (5), normal vehicle business practices shall be allowed at

1 off-premise sales, vehicle shows or exhibitions on Sunday
2 except that no final sales contract may be consummated on a
3 Sunday.

4 (3) Normal vehicle business practices shall be allowed
5 at recreational vehicle shows, recreational vehicle off-
6 premise sales, recreational vehicle exhibitions and
7 recreational vehicle rallies. Recreational vehicle dealers
8 are permitted to consummate final sales contracts on Sundays.

9 (4) Manufactured housing dealers are permitted to
10 consummate final sales contracts on Sundays.

11 (5) Normal vehicle business dealers shall be permitted
12 to be open Sundays for on-premise sales and shall be
13 permitted to consummate final sales contracts on Sundays.

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