
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1356 Session of
2019

INTRODUCED BY SIMMONS, MACKENZIE, HILL-EVANS, MURT, DRISCOLL,
DEASY AND GILLEN, MAY 1, 2019

REFERRED TO COMMITTEE ON TRANSPORTATION, MAY 1, 2019

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in registration of vehicles, providing for
3 expectant mother or parent of young child placard; in rules
4 of the road in general, further proving for additional
5 parking regulations; and making editorial changes.

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

8 Section 1. The headings of Chapter 13 and Subchapter B of
9 Chapter 13 of Title 75 of the Pennsylvania Consolidated Statutes
10 are amended to read:

11 CHAPTER 13

12 REGISTRATION OF VEHICLES

13 AND ISSUANCE OF PARKING PLACARDS

14 SUBCHAPTER B

15 REGISTRATION PLATES AND PARKING PLACARDS

16 Section 2. Title 75 is amended by adding a section to read:

17 § 1338.1. Expectant mother or parent of young child placard.

18 (a) Application.--On the application of an individual who is
19 pregnant or is the parent of a child under 36 months of age, the

1 department shall issue one special parking placard, of a size
2 and design as the department shall specify, that designates the
3 vehicle in which it is displayed as being used for the
4 transportation of expectant mothers or parents with children
5 under 36 months of age.

6 (b) Duration of placard.--The following shall apply:

7 (1) A placard issued under subsection (a) for an
8 individual who is pregnant shall expire on the date which is
9 six months after the individual's due date, as estimated by
10 the health care provider under subsection (d).

11 (2) A placard issued under subsection (a) for an
12 individual who is a parent of a child under 36 months of age
13 shall expire on the date which is 36 months after the birth
14 of the individual's child.

15 (c) Display of placard.--The following shall apply:

16 (1) When a vehicle of an individual who has obtained a
17 placard under this section is utilizing a parking space
18 reserved for expectant mothers and parents with children
19 under 36 months of age, the placard shall be prominently
20 displayed as provided under paragraph (2).

21 (2) A placard shall be hung from the front windshield
22 rearview mirror of a vehicle. If the vehicle does not have a
23 rearview mirror, or if the placard is not designed to
24 accommodate hanging from a rearview mirror, the placard shall
25 be displayed on the dashboard of the vehicle. A placard
26 shall only be hung or displayed when the vehicle is utilizing
27 a parking space reserved for expectant mothers or parents
28 with children under 36 months of age.

29 (d) Health care provider's statement.--An individual
30 applying for a placard under this section must present a

1 statement, certified by a physician, physician assistant or
2 certified registered nurse practitioner licensed or certified to
3 practice in this Commonwealth or in a contiguous state, that the
4 individual is an expectant mother or parent with a child under
5 36 months of age.

6 (e) Return of placard.--The following shall apply:

7 (1) If an individual to whom a placard has been issued
8 under this section no longer qualifies for a placard under
9 this section, the placard shall be void 30 days after the
10 individual no longer qualifies for the placard. The placard
11 may not be displayed in any vehicle.

12 (2) The individual or, if the individual is deceased,
13 the individual's personal representative shall return the
14 placard to the department. If the individual is deceased and
15 there is no personal representative, the spouse or, if there
16 is no spouse, the next of kin of the deceased shall return
17 the placard to the department.

18 (f) Penalty.--An individual violating this section commits a
19 summary offense and shall, upon conviction, be sentenced to pay
20 a fine of not more than \$100.

21 (g) Definitions.--As used in this section, the following
22 words and phrases shall have the meanings given to them in this
23 subsection unless the context clearly indicates otherwise:

24 "Parent." As defined in 23 Pa.C.S. § 6303 (relating to
25 definitions).

26 Section 3. Section 3354(d), (e), (f) and (g) of Title 75 are
27 amended to read:

28 § 3354. Additional parking regulations.

29 * * *

30 (d) Person with a disability [and], disabled veterans and

1 expectant mothers and parents of young children.--

2 (1) When a motor vehicle bearing a person with a
3 disability or severely disabled veteran plate or displaying a
4 person with a disability or severely disabled veteran parking
5 placard as prescribed in this title is being operated by or
6 for the transportation of the person with a disability or
7 severely disabled veteran, the driver shall be relieved of
8 any liability for parking for a period of 60 minutes in
9 excess of the legal parking period permitted by local
10 authorities except where local ordinances or police
11 regulations provide for the accommodation of heavy traffic
12 during morning, afternoon or evening hours.

13 (2) At the request of a person with a disability or
14 severely disabled veteran, local authorities may erect on the
15 highway as close as possible to the person's or veteran's
16 place of residence a sign or signs indicating that that place
17 is reserved for a person with a disability or severely
18 disabled veteran, that no parking is allowed there by others,
19 and that any unauthorized person parking there shall be
20 subject to a fine and may be towed. The absence of a sign
21 stating the penalty amount indicated in subsection (f) at
22 parking spaces designated with an international symbol for
23 access for persons with disabilities on a sign shall not
24 preclude the enforcement of this subsection. A vehicle may
25 only be towed under this paragraph if the parking space is
26 posted with a sign indicating that vehicles in violation of
27 this section may be towed.

28 (3) (i) Except for persons parking vehicles lawfully
29 bearing a person with a disability or severely disabled
30 veteran registration plate or displaying a person with a

1 disability or severely disabled veteran parking placard
2 when such vehicles are being operated by or for the
3 transportation of a person with a disability or a
4 severely disabled veteran, no person shall park a vehicle
5 on public or private property reserved for a person with
6 a disability or severely disabled veteran which property
7 has been so posted in accordance with departmental
8 regulations. Regulations shall require that parking
9 spaces designated with an international symbol for access
10 for persons with disabilities on a sign are posted with a
11 sign stating the penalty amount indicated in subsection
12 (f) and that vehicles in violation of the subsection may
13 be towed and require that signs be replaced when they
14 become either obsolete or missing with all costs to
15 replace the necessary signs to be borne by the persons
16 responsible for signing the particular location. The
17 absence of a sign stating the penalty amount at parking
18 spaces designated with an international symbol for access
19 for persons with disabilities shall not preclude the
20 enforcement of this subsection. A vehicle which is
21 unlawfully parked in a designated person with a
22 disability parking area may be removed from that area by
23 towing and may be reclaimed by the vehicle owner upon
24 payment of the towing costs. A vehicle may only be towed
25 under this paragraph if the parking space is posted with
26 a sign indicating that vehicles in violation of this
27 section may be towed.

28 (ii) Local authorities shall have the power and may,
29 by ordinance or resolution, authorize a person with a
30 disability and severely disabled veterans to issue

1 statements to violators or violating vehicles for
2 violation of subparagraph (i). The form of the statement
3 shall be as prescribed by the local authorities.

4 (iii) No occupancy or driveway permit may be issued
5 to a person whose property is reserved for a person with
6 a disability or a severely disabled veteran if the
7 property is not posted with a sign stating the penalty
8 amount indicated in subsection (f).

9 (4) Except for a person parking a vehicle lawfully
10 bearing an expectant mother or parent of young child placard
11 when the vehicle is being operated by or for the
12 transportation of an expectant mother or a parent with a
13 child under 36 months of age, no person may park a vehicle on
14 public or private property reserved for expectant mothers and
15 parents with children under the age of 36 months which
16 property has been so posted in accordance with departmental
17 regulations. Regulations shall require that parking spaces
18 designated with a symbol for expectant mothers and parents of
19 young children on a sign are posted with a sign stating the
20 penalty amount indicated in subsection (f). Regulations shall
21 require that vehicles in violation of this subsection may be
22 towed and require that signs be replaced when they become
23 either obsolete or missing with all costs to replace the
24 necessary signs to be borne by the persons responsible for
25 signing the particular location. The absence of a sign
26 stating the penalty amount at parking spaces designated with
27 a symbol for expectant mothers and parents of young children
28 may not preclude the enforcement of this subsection. A
29 vehicle that is unlawfully parked in a designated expectant
30 mothers and parents of young children area may be removed

1 from that area by towing and may be reclaimed by the vehicle
2 owner upon payment of the towing costs. A vehicle may only be
3 towed under this paragraph if the parking space is posted
4 with a sign indicating that vehicles in violation of this
5 section may be towed.

6 (e) Unauthorized use.--An operator of a vehicle bearing a
7 person with a disability or severely disabled veteran plate or
8 displaying a person with a disability or severely disabled
9 veteran parking placard or an expectant mother or parent of
10 young child placard shall not make use of the parking privileges
11 accorded to a person with a disability and severely disabled
12 veterans under subsection (d) (3) or expectant mothers and
13 parents of young children under subsection (d) (4) unless the
14 operator is a person with a disability [or], a severely disabled
15 veteran or an expectant mother or parent of a young child or
16 unless the vehicle is being operated for the transportation of a
17 person with a disability [or], severely disabled veteran or
18 expectant mother or parent of a young child.

19 * * *

20 (f) Penalty.--A person violating subsection (a), (b) or (d)
21 (1) is guilty of a summary offense and shall, upon conviction,
22 be sentenced to pay a fine of not more than \$15. A person
23 violating subsection (d) (2) [or], (3) or (4) or (e) is guilty of
24 a summary offense and shall, upon conviction, be sentenced to
25 pay a fine of not less than \$50 nor more than \$200. If a person
26 is convicted under subsection (d) (2) [or], (3) or (4) in the
27 absence of a sign stating the penalty amount, the fine imposed
28 may not exceed \$50.

29 (g) Special penalty; disposition.--

30 (1) In addition to any other penalty imposed under this

1 section, a person who is convicted of violating subsection
2 (d) (2) or (3) shall be sentenced to pay a fine of \$50.

3 (2) All fines collected under this subsection shall be
4 disposed of as follows:

5 (i) Ninety-five percent shall be paid to the
6 Department of Revenue, transmitted to the Treasury
7 Department and credited to the Department of [Public
8 Welfare] Human Services for use for the Attendant Care
9 Program.

10 (ii) Five percent shall be paid to the municipality
11 in which the offense occurred.

12 Section 4. This act shall take effect in 60 days.