

FEB 09 2011

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Senate of Pennsylvania

MIKE WAUGH
SENATOR

MEMORANDUM

DATE: February 9, 2011
TO: All Senators
FROM: Senator Mike Waugh 
SUBJECT: Request to co-sponsor legislation
Legislation Changing Definition of Motor Vehicles

I am introducing legislation that removes snowmobiles and all-terrain vehicles from the definition of "motor vehicle" under *Title 75 (Vehicles)* of *Pennsylvania Consolidated Statutes*. It creates a new definition of "motorized recreational vehicle." These motorized recreational vehicles must still be registered within the Commonwealth.

This change is prompted by a 2008 United States District Court for the Middle District of Pennsylvania decision in the case of *Farmers New Century Insurance Company vs. Angerson*. This decision held that, under certain circumstances, snowmobiles and all-terrain vehicles are not motor vehicles under the definition of *Title 75 (Vehicles)*. The court noted that snowmobiles and all-terrain vehicles must register with the Department of Conservation and Natural Resources under Chapter 77 of *Title 75 (Vehicles)*. This legislation codifies the court's decision in all circumstances by removing snowmobiles and all-terrain vehicles from the definition of motor vehicles.

If you wish to co-sponsor this legislation, please call Debbie Clark in my office at 787-3817 or via e-mail at dclark@pasen.gov.