

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

# HOUSE BILL

## No. 1307 Session of 2021

INTRODUCED BY BOROWICZ, RYAN, STAMBAUGH, CAUSER, JAMES,  
PASHINSKI, LONGIETTI, OWLETT, HAMM, ZIMMERMAN, KEEFER,  
WHEELAND, ROWE, HENNESSEY, HICKERNELL, SMITH, M. MACKENZIE,  
HERSHEY AND E. NELSON, APRIL 30, 2021

SENATOR LANGERHOLC, TRANSPORTATION, IN SENATE, AS AMENDED,  
OCTOBER 24, 2022

## AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, in registration of vehicles, further providing for  
3 vehicles exempt from registration; AND, IN SNOWMOBILES AND <--  
4 ALL-TERRAIN VEHICLES, PROVIDING FOR REGIONAL ATV PILOT  
5 PROGRAM FOR DEPARTMENT LANDS.

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

8 Section 1. Section 1302(17) of Title 75 of the Pennsylvania  
9 Consolidated Statutes is amended to read:

10 § 1302. Vehicles exempt from registration.

11 The following types of vehicles are exempt from registration:

12 \* \* \*

13 (17) Any multipurpose agricultural vehicle. Vehicles  
14 exempt from registration under this paragraph shall be used  
15 exclusively upon a farm or farms owned or operated by the  
16 owner of the vehicles or upon highways between:

17 (i) Parts of one such farm.

(ii) Such farms located not more than [five] ten miles apart.

\* \* \*

SECTION 2. TITLE 75 IS AMENDED BY ADDING A SECTION TO READ: <--  
§ 7731. REGIONAL ATV PILOT PROGRAM FOR DEPARTMENT LANDS.

(A) PILOT PROGRAM.--THE DEPARTMENT SHALL ESTABLISH A REGIONAL PILOT PROGRAM FOR ATV USE ON DEPARTMENT LANDS. THE PILOT PROGRAM SHALL BE IN ACCORDANCE WITH THE FOLLOWING:

(1) AS PART OF THE PILOT PROGRAM, BY DECEMBER 31, 2022, THE DEPARTMENT SHALL:

(I) EVALUATE THE DEPARTMENT FOREST DISTRICT OF GALLITZIN FOR ROADS AND TRAILS TO SERVE AS POTENTIAL REGIONAL CONNECTORS AND TO PROVIDE LOCAL ACCESS OR SERVE AS A TRAIL COMPLEX FOR ATV USE; AND

(II) PERFORM AN ASSESSMENT REGARDING CHARGING FEES FOR ACCESS TO THE DEPARTMENT ATV PILOT AREA.

(2) BEGINNING JANUARY 2023, THE DEPARTMENT SHALL:

(I) CONSULT WITH LOCAL COMMUNITY LEADERS TO ASSESS THEIR INTEREST IN AND THE FEASIBILITY OF A DEPARTMENT ATV PILOT AREA;

(II) PERFORM OUTREACH TO AFFECTED COMMUNITIES AND STAKEHOLDERS; AND

(III) MAP, MARK AND DESIGNATE ROADS AND TRAILS IN THE DEPARTMENT ATV PILOT AREA FOR USE AS PERMITTED UNDER THIS SUBSECTION.

(3) UPON COMPLETION OF THE REQUIREMENTS UNDER PARAGRAPHS (1) AND (2), THE DEPARTMENT MAY APPLY A FEE AND SELL TAGS FOR ACCESS TO THE DEPARTMENT ATV PILOT AREA USING A TAG SYSTEM TO DESIGNATE ACCESS.

(4) THE DEPARTMENT SHALL PROVIDE ACCESS TO THE

1 DEPARTMENT ATV PILOT AREA FOR THE SUMMER ATV RIDING SEASON  
2 FROM THE FRIDAY BEFORE MEMORIAL DAY THROUGH THE LAST FULL  
3 WEEKEND IN SEPTEMBER, IN ADDITION TO AN EXTENDED SEASON TO BE  
4 DETERMINED BY THE DEPARTMENT BASED ON LOCAL CONDITIONS.

5 (5) IN ORDER TO ACCESS THE DEPARTMENT ATV PILOT AREA  
6 ROADS OR TRAILS, A PERSON WITH A REGISTRATION UNDER SECTION  
7 7711.1 (RELATING TO REGISTRATION OF SNOWMOBILE OR ATV) MUST  
8 APPLY FOR, OBTAIN AND PROMINENTLY DISPLAY A DEPARTMENT ATV  
9 PILOT AREA TAG UPON THE ATV.

10 (6) THE FEE PER TAG SHALL BE DETERMINED BY THE  
11 DEPARTMENT DURING THE PILOT PROGRAM ASSESSMENT UNDER  
12 PARAGRAPH (2) (I). THE TAGS SHALL BE DISPERSED ON A CALENDAR-  
13 YEAR BASIS.

14 (7) ALL FEES COLLECTED UNDER THIS SUBSECTION SHALL BE  
15 DEPOSITED INTO THE RESTRICTED ACCOUNT AS PROVIDED FOR UNDER  
16 SECTION 7706(A) (1) (RELATING TO RESTRICTED ACCOUNTS) AND  
17 SHALL BE ALLOCATED TO THE DEPARTMENT'S ATV FUND WHICH FUNDS  
18 ATV ACTIVITIES, ENFORCEMENT AND MAINTENANCE ON DEPARTMENT  
19 LANDS UNDER SECTION 7706(B).

20 (8) THE DEPARTMENT SHALL MONITOR THE USE, ENFORCEMENT,  
21 MAINTENANCE NEEDS AND ANY ASSOCIATED IMPACTS TO STATE FOREST  
22 LAND RESOURCES, VALUE AND FOREST USERS RESULTING FROM THE  
23 DEPARTMENT ATV PILOT AREA. ON OR BEFORE DECEMBER 31, 2025,  
24 THE DEPARTMENT SHALL SUBMIT A REPORT TO THE GENERAL ASSEMBLY  
25 ON THE DEPARTMENT ATV PILOT AREA.

26 (B) EXPIRATION.--THE PILOT PROGRAM SHALL EXPIRE JANUARY 1,  
27 2026.

28 (C) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING  
29 WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS  
30 SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

1       "DEPARTMENT." THE DEPARTMENT OF CONSERVATION AND NATURAL  
2       RESOURCES OF THE COMMONWEALTH.

3       Section ~~2~~ 3. This act shall take effect ~~in 60 days.~~ AS       <--  
4       FOLLOWS:

5               (1) THE AMENDMENT OF 75 PA.C.S. § 1302(17) SHALL TAKE  
6       EFFECT IN 60 DAYS.

7               (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT  
8       IMMEDIATELY.