

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 986

Session of
1983

INTRODUCED BY BOYES, HUTCHINSON, O'BRIEN, McVERRY, MAYERNIK,
DEAL, MISCEVICH, McMONAGLE, CLARK, STEWART, MICOZZIE, CIVERA,
GANNON, FREIND, ARTY, CESSAR, POTT, BOOK, WAMBACH, GAMBLE,
PETRONE, DeLUCA, PISTELLA, MARKOSEK, CARN, WILLIAMS, OLIVER
AND EVANS, MAY 11, 1983

REFERRED TO COMMITTEE ON TRANSPORTATION, MAY 11, 1983

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, adding restrictions on the use of dark tinted
3 glass.

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

6 Section 1. Title 75 (Vehicles) of the Pennsylvania
7 Consolidated Statutes is amended by adding a section to read:

8 § 4526.1. Use of dark tinted glass.

9 (a) General rule.--Except as permitted by subsection (b), no
10 vehicle equipped with dark tinted glass shall be operated on any
11 highway in this Commonwealth if registered in this Commonwealth
12 or be sold, purchased or leased in this Commonwealth.

13 (b) Exception.--This section does not apply to any vehicle
14 which is equipped with tinted windows of the type and
15 specification that were installed by the manufacturer of the
16 vehicle or to any vehicle to which a currently valid certificate
17 of exemption is affixed as specified by regulation adopted by

1 the department. A certificate of exemption shall be issued by
2 the department for a vehicle which meets any of the following
3 conditions:

4 (1) The vehicle is registered to a person who
5 establishes to the satisfaction of the department that glass
6 tinted windows are necessary to prevent the serious
7 aggravation of a medical condition of the person or a member
8 of the person's family. This exemption shall be limited to
9 one vehicle per family. The sale of the vehicle to a person
10 other than a member of the family shall terminate the
11 exemption. For purposes of this paragraph family shall mean
12 the person's spouse or unemancipated minor child.

13 (2) The vehicle is registered in this Commonwealth on
14 the effective date of this section insofar as the vehicle is
15 equipped with tinted glass on that date.

16 (c) Penalty.--A person convicted of violating this section
17 commits of a summary offense and shall, upon conviction, be
18 sentenced to pay a fine of \$100. A certified record of the
19 conviction shall be sent to the department.

20 (d) Suspension of registration.--Upon receipt of a record of
21 conviction, the department shall suspend the registration for
22 the vehicle until the owner establishes to the satisfaction of
23 the department that the vehicle is in compliance with the
24 requirements of this section. The registration shall not be
25 suspended if the owner first provides the department with
26 satisfactory evidence of compliance with this section.

27 (e) Suspension of operating privilege.--In addition to any
28 penalty provided for in subsection (c) or (d), the department
29 shall, upon receiving a certified record of the person's
30 conviction of a subsequent violation of subsection (a), suspend

1 the person's operating privilege for six months.

2 (f) Definition.--As used in this section the term "dark
3 tinted glass" means any glass or other material which does not
4 permit a person to clearly view the inside of the vehicle
5 through the windshield, side wing, side window or rear window of
6 the vehicle.

7 Section 2. This act shall take effect in 90 days.