

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 382 Session of 1991

INTRODUCED BY LLOYD, PETRARCA, GEIST, KENNEY, S. H. SMITH, NOYE, COLAIZZO, McNALLY, PESCI, DALEY, COHEN, GEORGE, ANGSTADT, CORRIGAN, BELFANTI, STABACK, COY, KAISER, COLAFELLA, CAWLEY, FREEMAN, STEIGHNER, TRELLO, SCRIMENTI, HERSHEY, RAYMOND, CLYMER, FAIRCHILD, MERRY, D. R. WRIGHT, JAMES, BILLOW, G. SNYDER, THOMAS, HALUSKA, BIRMELIN, SURRA, HERMAN, McCALL, SAURMAN, STAIRS, DeLUCA, WOZNIAK, VEON, LANGTRY, STEELMAN, JOHNSON, GODSHALL, BATTISTO, LUCYK, BUNT, JADLOWIEC, CORNELL, KUKOVICH, MAIALE, TANGRETTI, KASUNIC, PISTELLA, BOWLEY, RUDY, ITKIN, MELIO, FARMER, E. Z. TAYLOR, CAPPABIANCA, LEVDANSKY, LAUGHLIN, KRUSZEWSKI, CIVERA, CARONE, BROUJOS, SERAFINI, TELEK AND OLASZ, FEBRUARY 12, 1991

REFERRED TO COMMITTEE ON TRANSPORTATION, FEBRUARY 12, 1991

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further regulating surrender of registration plates
3 and cards.

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

6 Section 1. Section 1376 of Title 75 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 1376. Surrender of registration plates and cards upon
9 suspension [or], revocation or voluntary cancellation
10 of insurance.

11 (a) General rule.--The department, upon suspending or
12 revoking any registration, shall require the registration plate
13 or plates and registration card or cards to be surrendered

1 immediately to the department.

2 (b) Delegation of authority.--If within 35 days the
3 registration plates and cards are not surrendered under
4 subsection (a), the department may delegate authority to the
5 following persons to seize a registration plate and registration
6 card which are required to be surrendered under subsection (a):

7 (1) A designated department employee.

8 (2) Members of the Pennsylvania State Police.

9 (3) Local police officers.

10 (4) Sheriffs or deputy sheriffs.

11 (5) Constables or deputy constables. If constables and
12 deputy constables are delegated authority to seize
13 registration plates and registration cards under this
14 section, they shall be compensated by the department at the
15 rate of \$15 for each registration plate and card jointly
16 seized, plus mileage. The department shall pay a constable or
17 deputy constable within 30 days after a documented request
18 for payment is submitted to it.

19 (c) Regulations.--The department shall, by regulation,
20 prescribe the manner of selecting those persons who are
21 delegated authority under this section to seize the registration
22 plates and registration cards.

23 (d) Surrender upon voluntary cancellation of insurance.--In
24 addition to surrendering the registration plate and registration
25 card in accordance with subsection (a), a person who voluntarily
26 cancels any insurance policy which satisfied the financial
27 responsibility requirements of Chapter 17 (relating to financial
28 responsibility) shall surrender the registration plate and
29 registration card for the vehicle or vehicles covered by that
30 policy to the department, the Pennsylvania State Police barracks

1 for the county in which the person resides or an insurance agent
2 who has been authorized by the department to receive surrendered
3 registration plates and registration cards. An authorized
4 insurance agent shall return a surrendered registration plate
5 and registration card to the person who surrendered them upon
6 proof of financial responsibility as required by Chapter 17. The
7 department shall, by regulation, establish a procedure for an
8 insurance agent to obtain authorization to accept, hold and
9 return surrendered registration plates and registration cards in
10 accordance with this subsection.

11 [(d)] (e) Penalty.--Any person failing or refusing to
12 surrender to the department or its authorized delegate, upon
13 demand, any registration plate or card which has been suspended
14 [or], revoked [is guilty of] or failing to surrender any
15 registration plate or card in accordance with subsection (b)
16 commits a summary offense and shall, upon conviction, be
17 sentenced to pay a fine of \$300, plus costs. Costs shall include
18 a reasonable fee for official seizure of the unsurrendered
19 items.

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