## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## **HOUSE BILL**

## No. 1767 Session of 1993

INTRODUCED BY FEE, PETRARCA, GEORGE, PESCI, OLASZ, CESSAR,
McCALL, ROONEY, LYNCH, RAYMOND, GEIST, PETRONE, TRELLO,
D. R. WRIGHT, BELFANTI AND ROBERTS, JUNE 8, 1993

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES, JUNE 23, 1993

## AN ACT

1 2 3 4 5	Amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing FURTHER PROVIDING AN EXEMPTION FROM CERTAIN FEES AND for certain restrictions on trucks registered in Class 10 or higher AND FOR SPEED TIMING DEVICES.	<
6	The General Assembly of the Commonwealth of Pennsylvania	
7	hereby enacts as follows:	
8	Section 1. Section 3311 of Title 75 of the Pennsylvania	<
9	Consolidated Statutes is amended by adding a subsection to read:	
10	SECTION 1. SECTION 1902 OF TITLE 75 OF THE PENNSYLVANIA	<
11	CONSOLIDATED STATUTES IS AMENDED BY ADDING A PARAGRAPH TO READ:	
12	§ 1902. EXEMPTIONS FROM OTHER FEES.	
13	NO FEE SHALL BE CHARGED UNDER THIS TITLE FOR OR TO ANY OF THE	
14	FOLLOWING:	
15	* * *	
16	(8) VOLUNTEER EMERGENCY SERVICE PERSONNEL WHO REQUIRE A	
17	CERTIFIED DRIVING RECORD FOR CERTIFICATION UNDER THE ACT OF	
18	JULY 3, 1985 (P.L.164, NO.45), KNOWN AS THE EMERGENCY MEDICAL	

- 1 <u>SERVICES ACT.</u>
- 2 SECTION 2. SECTION 3311 OF TITLE 75 IS AMENDED BY ADDING A
- 3 SUBSECTION TO READ:
- 4 § 3311. Driving on divided highways.
- 5 \* \* \*
- 6 (c) Truck limitation. -- It shall be unlawful for any truck,
- 7 truck tractor or combination registered in Class 10 or higher to
- 8 operate in the extreme left lane of any divided highway unless
- 9 <u>it is passing a slower moving vehicle located in the right lane.</u>
- 10 Any truck, truck tractor or combination shall not operate in the
- 11 <u>extreme left lane of a divided highway for a distance of greater</u>
- 12 than one mile while passing other vehicles.
- 13 Section 2. This act shall take effect in 60 days.
- 14 SECTION 3. SECTION 3368(C) OF TITLE 75 IS AMENDED TO READ: <---

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- 15 § 3368. SPEED TIMING DEVICES.
- 16 \* \* \*
- 17 (C) MECHANICAL, ELECTRICAL AND ELECTRONIC DEVICES
- 18 AUTHORIZED.--
- 19 (1) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, THE
- 20 RATE OF SPEED OF ANY VEHICLE MAY BE TIMED ON ANY HIGHWAY BY A
- 21 POLICE OFFICER USING A MECHANICAL OR ELECTRICAL SPEED TIMING
- 22 DEVICE.
- 23 (2) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (3),
- 24 ELECTRONIC DEVICES SUCH AS RADIO-MICROWAVE DEVICES (COMMONLY
- 25 REFERRED TO AS ELECTRONIC SPEED METERS OR RADAR) MAY BE USED
- 26 ONLY BY MEMBERS OF THE PENNSYLVANIA STATE POLICE.
- 27 (3) ELECTRONIC DEVICES WHICH CALCULATE SPEED BY
- 28 MEASURING ELAPSED TIME BETWEEN MEASURED ROAD SURFACE POINTS
- 29 BY USING TWO SENSORS AND DEVICES WHICH MEASURE AND CALCULATE
- 30 THE AVERAGE SPEED OF A VEHICLE BETWEEN ANY TWO POINTS MAY BE

- 1 USED BY ANY POLICE OFFICER.
- 2 (4) NO PERSON MAY BE CONVICTED UPON EVIDENCE OBTAINED
- 3 THROUGH THE USE OF DEVICES AUTHORIZED BY PARAGRAPHS (2) AND
- 4 (3) UNLESS THE SPEED RECORDED IS SIX OR MORE MILES PER HOUR
- 5 IN EXCESS OF THE LEGAL SPEED LIMIT. FURTHERMORE, NO PERSON
- 6 MAY BE CONVICTED UPON EVIDENCE OBTAINED THROUGH THE USE OF
- 7 DEVICES AUTHORIZED BY PARAGRAPH (3) IN AN AREA WHERE THE
- 8 LEGAL SPEED LIMIT IS LESS THAN 55 MILES PER HOUR IF THE SPEED
- 9 RECORDED IS LESS THAN [TEN] FIVE MILES PER HOUR IN EXCESS OF
- 10 THE LEGAL SPEED LIMIT. THIS PARAGRAPH SHALL NOT APPLY TO
- 11 EVIDENCE OBTAINED THROUGH THE USE OF DEVICES AUTHORIZED BY
- 12 PARAGRAPH (3) WITHIN A SCHOOL ZONE.
- 13 \* \* \*
- 14 SECTION 4. SECTION 619-A(1)(I) OF THE ACT OF APRIL 9, 1929
- 15 (P.L.177, NO.175), KNOWN AS THE ADMINISTRATIVE CODE OF 1929, IS
- 16 REPEALED INSOFAR AS IT IS INCONSISTENT WITH THE PROVISIONS OF 75
- 17 PA.C.S. § 1902(8).
- 18 SECTION 5. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:
- 19 (1) THE AMENDMENT OR ADDITION OF 75 PA.C.S. § 3311 SHALL
- 20 TAKE EFFECT IN 60 DAYS.
- 21 (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT
- 22 IMMEDIATELY.