

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 800 Session of 1995

INTRODUCED BY STOUT, CORMAN, HART, O'PAKE AND BELAN, MARCH 21, 1995

SENATOR CORMAN, TRANSPORTATION, AS AMENDED, APRIL 26, 1995

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for prohibiting use of hearing
3 impairment devices, FOR FINES FOR RECKLESS DRIVING AND FOR
4 PERMIT FOR MOVEMENT DURING COURSE OF MANUFACTURE. <—

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

7 Section 1. Section 3314 of Title 75 of the Pennsylvania
8 Consolidated Statutes is amended to read: <—

9 SECTION 1. SECTION 102 OF TITLE 75 OF THE PENNSYLVANIA
10 CONSOLIDATED STATUTES IS AMENDED BY ADDING A DEFINITION TO READ:
11 § 102. DEFINITIONS. <—

12 SUBJECT TO ADDITIONAL DEFINITIONS CONTAINED IN SUBSEQUENT
13 PROVISIONS OF THIS TITLE WHICH ARE APPLICABLE TO SPECIFIC
14 PROVISIONS OF THIS TITLE, THE FOLLOWING WORDS AND PHRASES WHEN
15 USED IN THIS TITLE SHALL HAVE, UNLESS THE CONTEXT CLEARLY
16 INDICATES OTHERWISE, THE MEANINGS GIVEN TO THEM IN THIS SECTION:

17 \* \* \*

18 "INTERSTATE HIGHWAY." A FREEWAY ON THE DWIGHT D. EISENHOWER

1 SYSTEM OF INTERSTATE AND DEFENSE HIGHWAYS.

2 \* \* \*

3 SECTION 2. SECTIONS 3314, 3326(C) AND 4962(F) OF TITLE 75  
4 ARE AMENDED TO READ:

5 § 3314. Prohibiting use of hearing impairment devices.

6 (a) General rule.--No driver shall operate a vehicle while  
7 wearing or using one or more headphones[, ] OR earphones [or any <—  
8 similar device which the department by regulation determines  
9 would impair the ability of the driver to hear traffic sounds]. <—

10 (b) Exception.--This section does not prohibit the use of  
11 hearing aids or other devices for improving the hearing of the  
12 driver, nor does it prohibit the use of a headset in conjunction  
13 with a cellular telephone that only provides sound through one  
14 ear and allows surrounding sounds to be heard with the other  
15 ear, nor does it prohibit the use of communication equipment by  
16 the driver of [a fire] AN EMERGENCY vehicle or by motorcycle <—  
17 operators complying with section 3525 (relating to protective  
18 equipment for motorcycle riders).

19 § 3326. DUTY OF DRIVER IN CONSTRUCTION AND MAINTENANCE AREAS. <—

20 \* \* \*

21 (C) FINES TO BE DOUBLED.--THE FINE FOR ANY OF THE FOLLOWING  
22 VIOLATIONS, WHEN COMMITTED IN A CONSTRUCTION OR MAINTENANCE AREA  
23 MANNED BY WORKERS ACTING IN THEIR OFFICIAL CAPACITY, SHALL BE  
24 DOUBLE THE USUAL AMOUNT:

25 SECTION 3102 (RELATING TO OBEDIENCE TO AUTHORIZED  
26 PERSONS DIRECTING TRAFFIC).

27 SECTION 3111 (RELATING TO OBEDIENCE TO TRAFFIC-  
28 CONTROL DEVICES).

29 SECTION 3112 (RELATING TO TRAFFIC-CONTROL SIGNALS).

30 SECTION 3114 (RELATING TO FLASHING SIGNALS).

1 SECTION 3302 (RELATING TO MEETING VEHICLE PROCEEDING  
2 IN OPPOSITE DIRECTION).

3 SECTION 3303 (RELATING TO OVERTAKING VEHICLE ON THE  
4 LEFT).

5 SECTION 3304 (RELATING TO OVERTAKING VEHICLE ON THE  
6 RIGHT).

7 SECTION 3305 (RELATING TO LIMITATIONS ON OVERTAKING  
8 ON THE LEFT).

9 SECTION 3306 (RELATING TO LIMITATIONS ON DRIVING ON  
10 LEFT SIDE OF ROADWAY).

11 SECTION 3307 (RELATING TO NO-PASSING ZONES).

12 SECTION 3309 (RELATING TO DRIVING ON ROADWAYS LANED  
13 FOR TRAFFIC).

14 SECTION 3310 (RELATING TO FOLLOWING TOO CLOSELY).

15 SECTION 3323 (RELATING TO STOP SIGNS AND YIELD  
16 SIGNS).

17 SECTION 3326 (RELATING TO DUTY OF DRIVER IN  
18 CONSTRUCTION AND MAINTENANCE AREAS).

19 SECTION 3361 (RELATING TO DRIVING VEHICLE AT SAFE  
20 SPEED).

21 SECTION 3362 (RELATING TO MAXIMUM SPEED LIMITS).

22 SECTION 3702 (RELATING TO LIMITATIONS ON BACKING).

23 SECTION 3714 (RELATING TO [RECKLESS] CARELESS  
24 DRIVING).

25 SECTION 3715 (RELATING TO RESTRICTION ON ALCOHOLIC  
26 BEVERAGES).

27 SECTION 3731 (RELATING TO DRIVING UNDER INFLUENCE OF  
28 ALCOHOL OR CONTROLLED SUBSTANCE).

29 SECTION 3736 (RELATING TO RECKLESS DRIVING).

30 \* \* \*

1 § 4962. CONDITIONS OF PERMITS AND SECURITY FOR DAMAGES.

2 \* \* \*

3 (F) WHEN LOADS PERMITTED.--ONLY VEHICLES AND COMBINATIONS  
4 PERMITTED UNDER THE FOLLOWING PROVISIONS SHALL BE AUTHORIZED TO  
5 CARRY OR HAUL LOADS WHILE OPERATING UNDER THE PERMIT:

6 SECTION [4961(A)(6)] 4961(A)(2), (3) AND (6) (RELATING TO  
7 AUTHORITY TO ISSUE PERMITS).

8 SECTION [4965(2)] 4965 (RELATING TO SINGLE PERMITS FOR  
9 MULTIPLE HIGHWAY CROSSINGS).

10 SECTION 4968 (RELATING TO PERMIT FOR MOVEMENT DURING  
11 COURSE OF MANUFACTURE).

12 SECTION 4970(B) (RELATING TO PERMIT FOR MOVEMENT OF  
13 CONSTRUCTION EQUIPMENT).

14 SECTION 4974 (RELATING TO PERMIT FOR MOVEMENT OF  
15 CONTAINERIZED CARGO).

16 \* \* \*

17 SECTION 3. SECTION 4968 OF TITLE 75, AMENDED DECEMBER 28,  
18 1994 (P.L.1450, NO.172), IS AMENDED TO READ:

19 § 4968. PERMIT FOR MOVEMENT DURING COURSE OF MANUFACTURE.

20 AN ANNUAL PERMIT MAY BE ISSUED AUTHORIZING MOVEMENT ON  
21 HIGHWAYS OF BOATS, TRAILERS, MOBILE HOMES, MODULAR HOUSING UNITS  
22 AND UNDERCARRIAGES, HELICOPTERS, RAILWAY EQUIPMENT AND RAILS OR  
23 OTHER ARTICLES, VEHICLES OR COMBINATIONS WHICH EXCEED THE  
24 MAXIMUM HEIGHT, WIDTH OR LENGTH SPECIFIED IN SUBCHAPTER B  
25 (RELATING TO WIDTH, HEIGHT AND LENGTH) OR COMBINATIONS CARRYING  
26 STEEL COILS WHICH EXCEED THE MAXIMUM WEIGHT SPECIFIED IN  
27 SUBCHAPTER C (RELATING TO MAXIMUM WEIGHTS OF VEHICLES) WHILE  
28 THEY ARE IN THE COURSE OF MANUFACTURE AND ENTIRELY WITHIN THE  
29 CONTROL OF THE MANUFACTURER, SUBJECT TO THE FOLLOWING  
30 PROVISIONS:

