

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 67

Session of  
1999

INTRODUCED BY HOLL, JANUARY 8, 1999

REFERRED TO TRANSPORTATION, JANUARY 8, 1999

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, further providing for violations of use of  
3 certificate of inspection; and providing for seizure and  
4 impoundment of a vehicle for certain violations.

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

7 Section 1. Section 4730 of Title 75 of the Pennsylvania  
8 Consolidated Statutes is amended to read:

9 § 4730. Violations of use of certificate of inspection.

10 (a) General rule.--No person shall:

11 (1) make, issue, transfer or possess any imitation or  
12 counterfeit of an official certificate of inspection; or

13 (2) display or cause to be displayed on any vehicle or  
14 mass transit vehicle or have in possession any certificate of  
15 inspection knowing the same to be fictitious or stolen or  
16 issued for another vehicle or issued without an inspection  
17 having been made.

18 (b) Unauthorized use by official inspection station.--No

1 official inspection station shall furnish, loan, give or sell  
2 certificates of inspection and approval to any other official  
3 inspection station or any other person except upon an inspection  
4 made in accordance with the requirements of this chapter.

5 (c) Penalty.--A violation of the provisions of this section  
6 constitutes a summary offense punishable:

7 (1) For a first offense, by a fine of [\$100] \$200.

8 (2) For a subsequent offense, by a fine of not less than  
9 [\$200] \$400 nor more than [\$500] \$1,000 or imprisonment for  
10 not more than 90 days, or both.

11 Section 2. Title 75 is amended by adding a section to read:

12 § 4730.1. Seizure of vehicle.

13 (a) General rule.--A police officer who has probable cause  
14 to believe that a vehicle is displaying an imitation or  
15 counterfeit certificate of inspection may charge the driver  
16 under section 4730 (relating to violations of use of certificate  
17 of inspection) and in addition may seize and impound the vehicle  
18 if the driver has an invalid vehicle registration or lacks proof  
19 of insurance.

20 (b) Access to mass transit or telephone.--The driver of a  
21 seized vehicle shall be provided with access to mass transit or  
22 a telephone.

23 (c) Towing and storage charges.--The owner of the vehicle is  
24 responsible for any towing and storage charges.

25 (d) Release of vehicle.--

26 (1) The vehicle shall be released to the owner when the  
27 owner presents to the district justice having jurisdiction  
28 proof of insurance and current registration for the vehicle.

29 (2) (i) The vehicle owner may obtain a release of the  
30 vehicle for inspection purposes. However, the vehicle

1       shall only be removed from the impound area by towing or  
2       by an inspection station owner or employee who has the  
3       release from the district justice and presents a work  
4       order for inspection of the vehicle. The vehicle owner  
5       shall present proof of inspection to the district justice  
6       within seven days of the release.

7               (ii) A violation of the provisions of this paragraph  
8       constitutes a summary offense punishable by a fine of  
9       \$200.

10       (e) Sale of vehicle.--A vehicle not claimed within 30 days  
11       may be sold as provided in section 7308 (relating to public sale  
12       of unclaimed vehicles with value).

13       Section 3. This act shall take effect in 60 days.