

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 773 Session of
2005

INTRODUCED BY CORRIGAN, GEORGE, SHANER, READSHAW, BARRAR,
BELFANTI, CALTAGIRONE, CRUZ, DeWEESE, GERGELY, HARHAI, LEACH,
SAINATO, YOUNGBLOOD, BEBKO-JONES, BIANCUCCI, CAWLEY, DALEY,
FABRIZIO, GOODMAN, JAMES, PALLONE AND R. STEVENSON,
MARCH 14, 2005

REFERRED TO COMMITTEE ON TRANSPORTATION, MARCH 14, 2005

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, extending additional parking regulations to ex-
3 prisoners of war.

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

6 Section 1. Section 3354(d) and (e) of Title 75 of the
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 3354. Additional parking regulations.

9 * * *

10 (d) Person with a disability and [disabled] certain
11 veterans.--

12 (1) When a motor vehicle bearing a person with a
13 disability [or], severely disabled veteran or prisoner of war
14 plate or displaying a person with a disability [or], severely
15 disabled veteran or ex-prisoner of war parking placard as
16 prescribed in this title is being operated by or for the
17 transportation of the person with a disability or severely

1 disabled veteran or ex-prisoner of war, the driver shall be
2 relieved of any liability for parking for a period of 60
3 minutes in excess of the legal parking period permitted by
4 local authorities except where local ordinances or police
5 regulations provide for the accommodation of heavy traffic
6 during morning, afternoon or evening hours.

7 (2) At the request of a person with a disability [or],
8 severely disabled veteran or ex-prisoner of war, local
9 authorities may erect on the highway as close as possible to
10 the person's or veteran's place of residence a sign or signs
11 indicating that that place is reserved for a person with a
12 disability [or], severely disabled veteran or ex-prisoner of
13 war, that no parking is allowed there by others, and that any
14 unauthorized person parking there shall be subject to a fine
15 and may be towed. The absence of a sign stating the penalty
16 amount indicated in subsection (f) at parking spaces
17 designated with an international symbol for access for
18 persons with disabilities on a sign shall not preclude the
19 enforcement of this subsection. A vehicle may only be towed
20 under this paragraph if the parking space is posted with a
21 sign indicating that vehicles in violation of this section
22 may be towed.

23 (3) (i) Except for persons parking vehicles lawfully
24 bearing a person with a disability [or], severely
25 disabled veteran or prisoner of war registration plate or
26 displaying a person with a disability [or], severely
27 disabled veteran or ex-prisoner of war parking placard
28 when such vehicles are being operated by or for the
29 transportation of a person with a disability [or], a
30 severely disabled veteran or ex-prisoner of war, no

1 person shall park a vehicle on public or private property
2 reserved for a person with a disability [or], severely
3 disabled veteran or ex-prisoner of war which property has
4 been so posted in accordance with departmental
5 regulations. Regulations shall require that parking
6 spaces designated with an international symbol for access
7 for persons with disabilities on a sign are posted with a
8 sign stating the penalty amount indicated in subsection
9 (f) and that vehicles in violation of the subsection may
10 be towed and require that signs be replaced when they
11 become either obsolete or missing with all costs to
12 replace the necessary signs to be borne by the persons
13 responsible for signing the particular location. The
14 absence of a sign stating the penalty amount at parking
15 spaces designated with an international symbol for access
16 for persons with disabilities shall not preclude the
17 enforcement of this subsection. A vehicle which is
18 unlawfully parked in a designated person with a
19 disability parking area may be removed from that area by
20 towing and may be reclaimed by the vehicle owner upon
21 payment of the towing costs. A vehicle may only be towed
22 under this paragraph if the parking space is posted with
23 a sign indicating that vehicles in violation of this
24 section may be towed.

25 (ii) Local authorities shall have the power and may,
26 by ordinance or resolution, authorize a person with a
27 disability [and], severely disabled veterans and ex-
28 prisoners of war to issue statements to violators or
29 violating vehicles for violation of subparagraph (i). The
30 form of the statement shall be as prescribed by the local

1 authorities.

2 (iii) No occupancy or driveway permit may be issued
3 to a person whose property is reserved for a person with
4 a disability [or], a severely disabled veteran or ex-
5 prisoner of war if the property is not posted with a sign
6 stating the penalty amount indicated in subsection (f).

7 (e) Unauthorized use.--An operator of a vehicle bearing a
8 person with a disability [or], severely disabled veteran or ex-
9 prisoner of war plate or displaying a person with a disability
10 [or], severely disabled veteran or ex-prisoner of war parking
11 placard shall not make use of the parking privileges accorded to
12 a person with a disability [and], severely disabled veterans and
13 ex-prisoners of war under subsection (d)(3) unless the operator
14 is a person with a disability [or], a severely disabled veteran
15 or ex-prisoner of war or unless the vehicle is being operated
16 for the transportation of a person with a disability [or],
17 severely disabled veteran or ex-prisoner of war.

18 * * *

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