

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL**No. 281** Session of
2007

INTRODUCED BY PETRONE, BARRAR, BROOKS, CALTAGIRONE, CLYMER, COX,
DALEY, DALLY, EVERETT, FABRIZIO, GEIST, GIBBONS, GOODMAN,
HENNESSEY, HERSHEY, HESS, JAMES, KENNEY, KOTIK, LONGIETTI,
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FRANKEL, HELM, DeLUCA, CUTLER AND McILVAINE SMITH,
FEBRUARY 6, 2007

AS REPORTED FROM COMMITTEE ON TRANSPORTATION, HOUSE OF
REPRESENTATIVES, AS AMENDED, JULY 2, 2007

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for pedestrians soliciting rides
3 or business.

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

6 Section 1. Section 3545 of Title 75 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 3545. Pedestrians soliciting rides or business.

9 (a) Prohibition.--No person shall:

10 (1) Stand on a roadway for the purpose of soliciting a
11 ride.

12 (2) [Stand] Except as provided in subsection (b), stand
13 on a roadway for the purpose of soliciting employment,
14 business or contributions from the occupant of any vehicle.

15 (3) Stand on or in proximity to a highway for the

1 purpose of soliciting the watching or guarding of any vehicle
2 while parked or about to be parked on a street or highway.

3 (b) Exception.--

4 (1) Subsection (a)(2) shall not apply to a solicitation
5 under paragraph (2) by a bona fide, duly constituted
6 organization of law enforcement personnel, firefighters or
7 other persons who protect the public safety acting under this
8 subsection or ~~to those organizations~~ THOSE NONPROFIT <—
9 ORGANIZATIONS CLASSIFIED AS SUCH UNDER SECTION 501(C)(3) OF
10 THE INTERNAL REVENUE CODE OF 1986 (PUBLIC LAW 99-514, 26
11 U.S.C. § 501(C)(3)) AND approved by the ~~political subdivision~~ <—
12 MUNICIPALITY OR THE DEPARTMENT, FOR HIGHWAYS UNDER ITS <—
13 JURISDICTION, to solicit for nonprofit purposes.

14 (2) A solicitation may be conducted on behalf of an
15 organization listed under paragraph (1) in accordance with
16 the following:

17 (i) The solicitation shall only occur at a
18 controlled-intersection approach which meets all of the
19 following:

20 (A) Has a stop sign or a traffic signal.

21 (B) Is located on a two-lane roadway having a
22 maximum speed limit of 35 miles per hour or less.

23 (ii) The entities authorized in paragraph (1) shall
24 obtain the written approval of the ~~political subdivision~~ <—
25 MUNICIPALITY where the solicitation occurs and the <—
26 written approval of the department ~~or the leadership of~~ <—
27 the entity. The ~~political subdivision and the department~~
28 ~~or leadership of the entity~~ FOR HIGHWAYS UNDER ITS <—
29 JURISDICTION. THE MUNICIPALITY OR THE DEPARTMENT, FOR
30 HIGHWAYS UNDER ITS JURISDICTION, may base its decision

1 regarding approval or disapproval on public safety or
2 traffic operations issues. Approval may be revoked if
3 concerns are raised due to unanticipated public safety or
4 traffic operations events.

5 (iii) ~~The political subdivision or department or~~ <—
6 ~~leadership of the entity~~ MUNICIPALITY OR THE DEPARTMENT, <—
7 FOR HIGHWAYS UNDER ITS JURISDICTION, shall be permitted
8 to establish limitations on the duration of the
9 solicitation, the time of day when solicitation shall
10 occur, or the number of individuals engaging in
11 solicitation.

12 (iv) ~~Solicitors from entities that are organizations~~ <—
13 ~~engaged in nonprofit purposes~~ ON BEHALF OF ENTITIES <—
14 AUTHORIZED IN PARAGRAPH (1) shall adhere to the
15 following:

16 (A) The solicitors shall have liability
17 insurance provided by the organization for which the
18 solicitors are soliciting.

19 (B) The solicitors must be accompanied by an
20 individual trained for emergency situations.

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