

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1635 Session of
2007

INTRODUCED BY DePASQUALE, STURLA, GEIST, McCALL, KORTZ,
McGEEHAN, R. MILLER, MOUL, MURT, PETRONE, SCAVELLO, SHIMKUS,
SWANGER, TANGRETTI AND VULAKOVICH, JUNE 26, 2007

REFERRED TO COMMITTEE ON TRANSPORTATION, JUNE 26, 2007

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for surrender of registration
3 plates and cards upon suspension or revocation, for
4 suspension of registration upon sixth unpaid parking
5 violation and for reinstatement of operating privilege or
6 vehicle registration.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. Sections 1376(b.1), 1379 and 1960 of Title 75 of
10 the Pennsylvania Consolidated Statutes are amended to read:

11 § 1376. Surrender of registration plates and cards upon
12 suspension or revocation.

13 * * *

14 (b.1) Immediate seizure of registration plates and cards.--
15 The department may delegate authority to the persons described
16 in this section to immediately seize registration plates and
17 cards upon imposition of the following:

18 (1) a suspension imposed pursuant to section 1374(d)(3)
19 or (4) (relating to suspension or revocation of vehicle

business registration plates) until all fees, taxes and penalties have been paid;

(2) a suspension or revocation imposed pursuant to section 1373(b)(3) (relating to suspension of registration) or 1374(g);

(3) a suspension or revocation is reinstated after determination of a matter as provided in section 1377 (relating to judicial review); or

(4) a suspension imposed pursuant to section 1379 (relating to suspension of registration upon sixth unpaid parking violation [in cities of the first class]) until all fines, penalties and costs have been paid.

* * *

§ 1379. Suspension of registration upon sixth unpaid parking violation [in cities of the first class].

(a) Suspension of registration.--The department shall suspend the registration of a vehicle upon the notification from the parking authority or municipality that the owner or registrant of the vehicle has failed to respond, failed to pay or defaulted in the payment of six or more tickets or citations issued for parking violations [in cities of the first class].

(b) Notice to the department.--No sooner than 30 days after mailing the notice provided under subsection (b.1), the parking authority or municipality shall notify the department electronically in a format prescribed by the department whenever an owner or registrant fails to respond, fails to pay or defaults in payment of six or more tickets or citations issued for parking violations. When a notice has been provided under this subsection and all of the tickets and citations are subsequently paid, dismissed, reversed on appeal or canceled,

1 the parking authority or municipality shall notify the
2 department electronically in a format prescribed by the
3 department of the disposition of the tickets and shall provide
4 the owner or registrant with a release from the suspension.

5 (b.1) Notice by the parking authority or municipality.--
6 Prior to notifying the department under subsection (b), the
7 parking authority or municipality shall provide the owner or
8 registrant written notice by first class mail of its intent to
9 seek suspension of the vehicle registration pursuant to this
10 section.

11 (c) Period of suspension.--A suspension under subsection (a)
12 shall continue until the department receives notice from the
13 parking authority or municipality that all of the tickets and
14 citations are paid, dismissed, reversed on appeal or canceled or
15 the defendant enters into an agreement to make installment
16 payments for the fines and penalties imposed, provided that the
17 suspension may be reimposed by the department if the defendant
18 fails to make regular installment payments and pays the fee
19 prescribed in section 1960 (relating to reinstatement of
20 operating privilege or vehicle registration).

21 (d) Additional suspension.--The department shall impose an
22 additional period of registration suspension if, subsequent to
23 the issuance of a suspension under subsection (a) but prior to
24 the restoration of the registration, the department is notified
25 by the parking authority or municipality that the owner or
26 registrant has failed to respond, failed to pay or defaulted in
27 the payment of an additional ticket or citation issued for a
28 parking violation.

29 (e) Three-year limitation.--No suspension may be imposed
30 based upon a parking violation more than three years after the

1 commission of the violation.

2 (f) Definition.--As used in this section, the term "parking
3 authority" means a parking authority in a city of the first
4 class known as the Philadelphia Parking Authority and a parking
5 authority in a city of the second class known as the Pittsburgh
6 Parking Authority.

7 § 1960. Reinstatement of operating privilege or vehicle
8 registration.

9 The department shall charge a fee of \$25 or, if section 1379
10 (relating to suspension of registration upon sixth unpaid
11 parking violation [in cities of the first class]) or 1786(d)
12 (relating to required financial responsibility) applies, a fee
13 of \$50 to restore a person's operating privilege or the
14 registration of a vehicle following a suspension or revocation.

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