

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 369 Session of
2007

INTRODUCED BY GREENLEAF, EARLL, RHOADES, C. WILLIAMS, BOSCOLA,
COSTA, ERICKSON, VANCE, TARTAGLIONE, BROWNE AND WONDERLING,
MARCH 12, 2007

REFERRED TO TRANSPORTATION, MARCH 12, 2007

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for restrictions on use of
3 limited access highways, for maximum speed limits, for
4 alteration of maximum speed limits and for regulation of
5 traffic on the Pennsylvania Turnpike.

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

8 Section 1. Sections 3313(d), 3362(a), 3363 and 6110(a) and
9 (a.1) of Title 75 of the Pennsylvania Consolidated Statutes are
10 amended to read:

11 § 3313. Restrictions on use of limited access highways.

12 * * *

13 (d) Driving in right lane.--

14 (1) Except as provided in [paragraph (2)] paragraphs (2)
15 and (3) and unless otherwise posted, upon all limited access
16 highways having two or more lanes for traffic moving in the
17 same direction, all vehicles shall be driven in the right-
18 hand lanes when available for traffic except when any of the
19 following conditions exist:

1 (i) When overtaking and passing another vehicle
2 proceeding in the same direction.

3 (ii) When traveling at a speed greater than the
4 traffic flow.

5 (iii) When moving left to allow traffic to merge.

6 (iv) When preparing for a left turn at an
7 intersection, exit or into a private road or driveway
8 when such left turn is legally permitted.

9 (2) Unless otherwise posted, no vehicle or combination
10 over 10,000 pounds may be driven in the left-hand lane of a
11 limited access highway having three or more lanes for traffic
12 moving in the same direction except when preparing for a left
13 turn at an intersection, an exit or into a private road or
14 driveway when such left turn is legally permitted.

15 (3) Notwithstanding the provisions of paragraph (2), no
16 truck having a registered gross weight of more than 26,000
17 pounds may be driven in any lane other than the right lane of
18 a limited access highway except when preparing for an exit
19 which requires a left turn.

20 § 3362. Maximum speed limits.

21 (a) General rule.--Except when a special hazard exists that
22 requires lower speed for compliance with section 3361 (relating
23 to driving vehicle at safe speed), the limits specified in this
24 section or established under this subchapter shall be maximum
25 lawful speeds and no person shall drive a vehicle at a speed in
26 excess of the following maximum limits:

27 (1) 35 miles per hour in any urban district.

28 (1.1) 65 miles per hour for all vehicles on freeways
29 where the department has posted a 65-miles-per-hour speed
30 limit, except the maximum speed for trucks having a

1 registered gross weight of more than 26,000 pounds shall be
2 60 miles per hour.

3 (1.2) 25 miles per hour in a residence district if the
4 highway:

5 (i) is not a numbered traffic route; and

6 (ii) is functionally classified by the department as
7 a local highway.

8 (2) 55 miles per hour in other locations.

9 (3) Any other maximum speed limit established under this
10 subchapter.

11 * * *

12 § 3363. Alteration of maximum limits.

13 On highways under their respective jurisdictions, local
14 authorities subject to section 6109(e) (relating to specific
15 powers of department and local authorities) or the department,
16 upon the basis of an engineering and traffic investigation, may
17 determine that the maximum speed permitted under this subchapter
18 is greater or less than is reasonable and safe under the
19 conditions found to exist upon any such highway or part thereof
20 and establish a reasonable and safe maximum limit. The maximum
21 speed limit may be made effective at all times or at times
22 indicated and may vary for different weather conditions and
23 other factors bearing on safe speeds. No maximum speed greater
24 than 55 miles per hour shall be established under this section
25 except on highways listed in section 3362(a)(1.1) (relating to
26 maximum speed limits), where the maximum speed for all vehicles
27 shall not be greater than 65 miles per hour, except the maximum
28 speed for trucks having a registered gross weight of more than
29 26,000 pounds shall be 60 miles per hour.

30 § 6110. Regulation of traffic on Pennsylvania Turnpike.

1 (a) General rule.--

2 (1) The provisions of this title apply upon any turnpike
3 or highway under the supervision and control of the
4 Pennsylvania Turnpike Commission unless specifically modified
5 by rules and regulations promulgated by the commission which
6 shall become effective only upon publication in accordance
7 with law. A copy of the rules and regulations, so long as
8 they are effective, shall be posted at all entrances to the
9 turnpike or highway for the inspection of persons using the
10 turnpike or highway.

11 (2) (i) This section does not authorize the
12 establishment of a maximum speed limit greater than 55
13 miles per hour, except that a 65-miles-per-hour maximum
14 speed limit for all vehicles may be established where the
15 commission has posted a 65-miles-per-hour speed limit[.]
16 and in such cases the maximum speed for trucks having a
17 registered gross weight of more than 26,000 pounds shall
18 be 60 miles per hour.

19 (ii) This section also does not authorize the
20 establishment of rules and regulations inconsistent with
21 section 3313(d)(3) (relating to restrictions on use of
22 limited access highways).

23 (a.1) Posting.--No maximum speed limit established under
24 subsection [(a)(1) or (2)] (a) shall be effective unless posted
25 on fixed or variable official traffic-control devices erected
26 after each interchange on the portion of highway on which the
27 speed limit is in effect and wherever else the commission shall
28 determine.

29 * * *

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