

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1800 Session of 2009

INTRODUCED BY ELLIS, GEIST, MARKOSEK, BAKER, BEAR, BEYER, BROOKS, CREIGHTON, DALLY, EVERETT, FAIRCHILD, FARRY, FRANKEL, GERGELY, GROVE, HARPER, HELM, KNOWLES, KORTZ, MAJOR, MILLARD, MILLER, MILNE, MOUL, OBERLANDER, PALLONE, PETRARCA, PHILLIPS, PICKETT, PYLE, RAPP, READSHAW, REICHLEY, ROCK, SAINATO, SAYLOR, SIPTROTH, SOLOBAY, STEVENSON, SWANGER, TALLMAN, TRUE, VULAKOVICH, CAUSER AND FLECK, JUNE 30, 2009

SENATOR CORMAN, APPROPRIATIONS, IN SENATE, RE-REPORTED AS AMENDED, JULY 2, 2010

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing FOR VEHICLES EXEMPT FROM
3 REGISTRATION, FOR DISPLAY OF REGISTRATION PLATE, for
4 exemption of persons, entities and vehicles from fees AND,
5 FOR ANNUAL HAULING PERMITS AND FOR AUTOMATED RED LIGHT
6 ENFORCEMENT IN FIRST CLASS CITIES; PROVIDING FOR AUTOMATED
7 RED LIGHT ENFORCEMENT SYSTEMS IN SECOND CLASS, SECOND CLASS A
8 AND THIRD CLASS CITIES AND FOR THE AUTOMATED ENFORCEMENT
9 FUND; TRANSFERRING MONEY; FURTHER PROVIDING FOR GENERAL
10 REQUIREMENTS FOR OTHER VEHICLES TRANSPORTING SCHOOL CHILDREN,
11 FOR CONDITIONS OF PERMITS AND SECURITY FOR DAMAGES, FOR
12 PERMIT FOR MOVEMENT IN THE COURSE OF MANUFACTURE AND FOR
13 PERMIT FOR MOVEMENT OF BULK REFINED OIL; PROVIDING FOR PERMIT
14 FOR MOVEMENT OF NONHAZARDOUS LIQUID GLUE AND FOR PERMIT FOR
15 MOVEMENT OF WASTE TIRES; FURTHER PROVIDING FOR DEFINITIONS,
16 FOR RESTRICTED ACCOUNT, FOR REGISTRATION OF SNOWMOBILE OR
17 ATV, FOR CERTIFICATE OF TITLE FOR SNOWMOBILE OR ATV, FOR FEES
18 AND FOR RECORDS; AND PROVIDING FOR VINTAGE SNOWMOBILE
19 PERMITS.

20 The General Assembly of the Commonwealth of Pennsylvania

21 hereby enacts as follows:

22 Section 1. Section 1901(c)(16) of Title 75 of the
23 Pennsylvania Consolidated Statutes is amended to read:



1 ~~SECTION 1. SECTIONS 1302(11), 1332(B)(2) AND 1901(C)(16) OF~~ ←
2 ~~Title 75 of the Pennsylvania Consolidated Statutes are amended~~
3 ~~to read:~~

4 SECTION 1. SECTIONS 1302(11), 1332(B)(2) AND 1901(C)(16) OF ←
5 TITLE 75 OF THE PENNSYLVANIA CONSOLIDATED STATUTES ARE AMENDED
6 TO READ:

7 § 1302. VEHICLES EXEMPT FROM REGISTRATION.

8 THE FOLLOWING TYPES OF VEHICLES ARE EXEMPT FROM REGISTRATION:

9 * * *

10 (11) ANY TRAILER OR SEMITRAILER, INCLUDING BUT NOT
11 LIMITED TO NON-SELF-PROPELLED SPECIAL MOBILE EQUIPMENT AND
12 AMUSEMENT RIDES CONSTRUCTED AS AN INTEGRAL PART OF THE
13 TRAILER CHASSIS TO CREATE A SINGLE UNIT, TO BE USED PRIMARILY
14 FOR OFF HIGHWAY USE AND ONLY OPERATED INCIDENTALLY UPON THE
15 HIGHWAY.

16 * * *

17 § 1332. DISPLAY OF REGISTRATION PLATE. ←

18 * * *

19 (B) OBSCURING PLATE.--IT IS UNLAWFUL TO DISPLAY ON ANY
20 VEHICLE A REGISTRATION PLATE WHICH:

21 * * *

22 (2) IS OBSCURED IN ANY MANNER WHICH INHIBITS THE PROPER
23 OPERATION OF AN AUTOMATED RED LIGHT ENFORCEMENT SYSTEM IN
24 PLACE PURSUANT TO SECTION 3116 (RELATING TO AUTOMATED RED
25 LIGHT ENFORCEMENT SYSTEMS IN FIRST CLASS CITIES) OR 3117
26 (RELATING TO AUTOMATED RED LIGHT ENFORCEMENT SYSTEMS IN
27 SECOND CLASS, SECOND CLASS A AND THIRD CLASS CITIES); OR

28 * * *

29 § 1901. Exemption of persons, entities and vehicles from fees.

30 * * *

1 (c) Processing fee in lieu of registration fee.--No
2 registration fee shall be charged for vehicles registered by any
3 of the following but the department shall charge a fee of \$10 to
4 cover the costs of processing for issuing or renewing the
5 registration:

6 * * *

7 (16) Any person who is retired and receiving social
8 security or other pension and whose total annual income does
9 not exceed \$19,200. Unless the retired person is physically
10 or mentally incapable of driving the vehicle, the retired
11 person shall be the principal driver of the vehicle but may
12 from time to time authorize another person to drive the
13 vehicle in his or her stead. For purposes of this paragraph,
14 the term "income" shall not include a stipend received from
15 the Federal Government under the American Recovery and
16 Reinvestment Act of 2009 (Public Law 111-5, 123 Stat. 115).

17 * * *

18 SECTION 2. SECTION 1943(M) OF TITLE 75 IS AMENDED AND THE
19 SECTION IS AMENDED BY ADDING SUBSECTIONS TO READ:

20 § 1943. ANNUAL HAULING PERMITS.

21 * * *

22 (M) BULK REFINED OIL.--THE ANNUAL FEE FOR MOVEMENT OF BULK
23 REFINED OIL, AS PROVIDED FOR IN SECTION 4979.1 (RELATING TO
24 PERMIT FOR MOVEMENT OF BULK REFINED OIL), SHALL BE [\$800.]:

25 (1) \$800 FOR A DISTANCE UP TO 50 MILES.

26 (2) \$1,600 FOR A DISTANCE OF MORE THAN 50 MILES UP TO
27 125 MILES.

28 * * *

29 (Q.1) NONHAZARDOUS LIQUID GLUE.--THE ANNUAL FEE FOR THE
30 MOVEMENT OF NONHAZARDOUS LIQUID GLUE, AS PROVIDED FOR IN SECTION

1 4979.5 (RELATING TO PERMIT FOR MOVEMENT OF NONHAZARDOUS LIQUID
2 GLUE), SHALL BE \$800.

3 (Q.2) WASTE TIRES.--THE ANNUAL FEE FOR THE MOVEMENT OF WASTE
4 TIRES UNDER SECTION 4979.6 (RELATING TO PERMIT FOR MOVEMENT OF
5 WASTE TIRES) SHALL BE \$800.

6 * * *

7 SECTION 3. SECTION 3116(L) (2) AND (Q) OF TITLE 75 ARE
8 AMENDED TO READ:

9 § 3116. AUTOMATED RED LIGHT ENFORCEMENT SYSTEMS IN FIRST CLASS
10 CITIES.

11 * * *

12 (L) PAYMENT OF FINE.--

13 * * *

14 (2) PAYMENT MUST BE MADE PERSONALLY, THROUGH AN
15 AUTHORIZED AGENT OR BY MAILING BOTH PAYMENT AND THE NOTICE OF
16 VIOLATION TO THE SYSTEM ADMINISTRATOR. PAYMENT BY MAIL MUST
17 BE MADE ONLY BY MONEY ORDER, CREDIT CARD OR CHECK MADE
18 PAYABLE TO THE SYSTEM ADMINISTRATOR. THE SYSTEM ADMINISTRATOR
19 SHALL REMIT THE FINE, LESS THE SYSTEM ADMINISTRATOR'S
20 OPERATION AND MAINTENANCE COSTS NECESSITATED BY THIS SECTION,
21 TO THE DEPARTMENT FOR DEPOSIT [INTO THE MOTOR LICENSE FUND.
22 FINES DEPOSITED IN THE FUND UNDER THIS PARAGRAPH SHALL BE
23 USED BY THE DEPARTMENT TO DEVELOP, BY REGULATION, A
24 TRANSPORTATION ENHANCEMENTS GRANT PROGRAM] UNDER SECTION
25 3118(B) (1) (RELATING TO AUTOMATED ENFORCEMENT FUND).

26 * * *

27 (Q) EXPIRATION.--THIS SECTION SHALL EXPIRE DECEMBER 31,
28 [2011] 2020.

29 SECTION 4. TITLE 75 IS AMENDED BY ADDING SECTIONS TO READ:

30 § 3117. AUTOMATED RED LIGHT ENFORCEMENT SYSTEMS IN SECOND

1 CLASS, SECOND CLASS A AND THIRD CLASS CITIES.

2 (A) GENERAL RULE.--A CITY OF THE SECOND CLASS, SECOND CLASS
3 A OR THIRD CLASS, UPON PASSAGE OF AN ORDINANCE, IS AUTHORIZED TO
4 ENFORCE SECTION 3112(A) (3) (RELATING TO TRAFFIC-CONTROL SIGNALS)
5 BY RECORDING VIOLATIONS USING AN AUTOMATED RED LIGHT ENFORCEMENT
6 SYSTEM APPROVED BY THE DEPARTMENT.

7 (B) APPLICABILITY.--THIS SECTION SHALL ONLY BE APPLICABLE AT
8 INTERSECTIONS IN A CITY OF THE SECOND CLASS, SECOND CLASS A OR
9 THIRD CLASS DESIGNATED BY THE SYSTEM ADMINISTRATOR IN
10 CONSULTATION WITH THE SECRETARY.

11 (C) OWNER LIABILITY.--FOR EACH VIOLATION UNDER THIS SECTION,
12 THE OWNER OF THE VEHICLE SHALL BE LIABLE FOR THE PENALTY IMPOSED
13 UNLESS THE OWNER IS CONVICTED OF THE SAME VIOLATION UNDER
14 ANOTHER SECTION OF THIS TITLE OR HAS A DEFENSE UNDER SUBSECTION
15 (G).

16 (D) CERTIFICATE AS EVIDENCE.--A CERTIFICATE, OR A FACSIMILE
17 OF A CERTIFICATE, BASED UPON INSPECTION OF RECORDED IMAGES
18 PRODUCED BY AN AUTOMATED RED LIGHT ENFORCEMENT SYSTEM AND SWORN
19 TO OR AFFIRMED BY A POLICE OFFICER EMPLOYED BY THE CITY OF THE
20 SECOND CLASS, SECOND CLASS A OR THIRD CLASS SHALL BE PRIMA FACIE
21 EVIDENCE OF THE FACTS CONTAINED IN IT. THE CITY MUST INCLUDE
22 WRITTEN DOCUMENTATION THAT THE AUTOMATED RED LIGHT ENFORCEMENT
23 SYSTEM WAS OPERATING CORRECTLY AT THE TIME OF THE ALLEGED
24 VIOLATION. A RECORDED IMAGE EVIDENCING A VIOLATION OF SECTION
25 3112(A) (3) SHALL BE ADMISSIBLE IN ANY JUDICIAL OR ADMINISTRATIVE
26 PROCEEDING TO ADJUDICATE THE LIABILITY FOR THE VIOLATION.

27 (E) PENALTY.--

28 (1) THE PENALTY FOR A VIOLATION UNDER SUBSECTION (A)
29 SHALL BE A FINE OF \$100 UNLESS A LESSER AMOUNT IS SET BY
30 ORDINANCE.

1 (2) A FINE IS NOT AUTHORIZED FOR A VIOLATION OF THIS
2 SECTION IF ANY OF THE FOLLOWING APPLY:

3 (I) THE INTERSECTION IS BEING MANUALLY CONTROLLED.

4 (II) THE SIGNAL IS IN THE MODE DESCRIBED IN SECTION
5 3114 (RELATING TO FLASHING SIGNALS).

6 (3) A FINE IS NOT AUTHORIZED DURING ANY OF THE
7 FOLLOWING:

8 (I) THE FIRST 120 DAYS OF OPERATION OF THE AUTOMATED
9 SYSTEM AT THE INITIAL INTERSECTION.

10 (II) THE FIRST 60 DAYS FOR EACH ADDITIONAL
11 INTERSECTION SELECTED FOR THE AUTOMATED SYSTEM.

12 (4) A WARNING MAY BE SENT TO THE VIOLATOR UNDER
13 PARAGRAPH (3).

14 (5) A PENALTY IMPOSED UNDER THIS SECTION SHALL NOT BE
15 DEEMED A CRIMINAL CONVICTION AND SHALL NOT BE MADE PART OF
16 THE OPERATING RECORD UNDER SECTION 1535 (RELATING TO SCHEDULE
17 OF CONVICTIONS AND POINTS) OF THE INDIVIDUAL UPON WHOM THE
18 PENALTY IS IMPOSED, NOR MAY THE IMPOSITION OF THE PENALTY BE
19 SUBJECT TO MERIT RATING FOR INSURANCE PURPOSES.

20 (6) NO SURCHARGE POINTS MAY BE IMPOSED IN THE PROVISION
21 OF MOTOR VEHICLE INSURANCE COVERAGE. FINES COLLECTED UNDER
22 THIS SECTION SHALL NOT BE SUBJECT TO 42 PA.C.S. § 3571
23 (RELATING TO COMMONWEALTH PORTION OF FINES, ETC.) OR 3573
24 (RELATING TO MUNICIPAL CORPORATION PORTION OF FINES, ETC.).

25 (F) LIMITATIONS.--

26 (1) NO AUTOMATED RED LIGHT ENFORCEMENT SYSTEM SHALL BE
27 UTILIZED IN SUCH A MANNER AS TO TAKE A FRONTAL VIEW RECORDED
28 IMAGE OF THE VEHICLE AS EVIDENCE OF HAVING COMMITTED A
29 VIOLATION.

30 (2) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, CAMERA

1 EQUIPMENT DEPLOYED AS PART OF AN AUTOMATED RED LIGHT
2 ENFORCEMENT SYSTEM AS PROVIDED UNDER THIS SECTION MUST BE
3 INCAPABLE OF AUTOMATED OR USER-CONTROLLED REMOTE INTERSECTION
4 SURVEILLANCE BY MEANS OF RECORDED VIDEO IMAGES. RECORDED
5 IMAGES COLLECTED AS PART OF THE AUTOMATED RED LIGHT
6 ENFORCEMENT SYSTEM MAY ONLY RECORD TRAFFIC VIOLATIONS AND MAY
7 NOT BE USED FOR ANY OTHER SURVEILLANCE PURPOSES. THE
8 RESTRICTIONS SET FORTH UNDER THIS PARAGRAPH SHALL NOT BE
9 DEEMED TO PRECLUDE A COURT OF COMPETENT JURISDICTION FROM
10 ISSUING AN ORDER DIRECTING THAT THE INFORMATION BE PROVIDED
11 TO LAW ENFORCEMENT OFFICIALS IF THE INFORMATION IS REASONABLY
12 DESCRIBED AND IS REQUESTED SOLELY IN CONNECTION WITH A
13 CRIMINAL LAW ENFORCEMENT ACTION.

14 (3) NOTWITHSTANDING ANY OTHER PROVISION OF LAW,
15 INFORMATION PREPARED UNDER THIS SECTION AND INFORMATION
16 RELATING TO VIOLATIONS UNDER THIS SECTION WHICH IS KEPT BY
17 THE CITY OF THE SECOND CLASS, SECOND CLASS A OR THIRD CLASS,
18 ITS AUTHORIZED AGENTS OR EMPLOYEES, INCLUDING RECORDED
19 IMAGES, WRITTEN RECORDS, REPORTS OR FACSIMILES, NAMES,
20 ADDRESSES AND THE NUMBER OF VIOLATIONS UNDER THIS SECTION,
21 SHALL BE FOR THE EXCLUSIVE USE OF THE CITY, ITS AUTHORIZED
22 AGENTS, ITS EMPLOYEES AND LAW ENFORCEMENT OFFICIALS FOR THE
23 PURPOSE OF DISCHARGING THEIR DUTIES UNDER THIS SECTION AND
24 UNDER ANY ORDINANCES AND RESOLUTIONS OF THE CITY. THE
25 INFORMATION SHALL NOT BE DEEMED A PUBLIC RECORD UNDER THE ACT
26 OF FEBRUARY 14, 2008 (P.L.6, NO.3), KNOWN AS THE RIGHT-TO-
27 KNOW LAW. THE INFORMATION SHALL NOT BE DISCOVERABLE BY COURT
28 ORDER OR OTHERWISE, NOR SHALL IT BE OFFERED IN EVIDENCE IN
29 ANY ACTION OR PROCEEDING WHICH IS NOT DIRECTLY RELATED TO A
30 VIOLATION OF THIS SECTION OR ANY ORDINANCE OR RESOLUTION OF

1 THE CITY. THE RESTRICTIONS SET FORTH UNDER THIS PARAGRAPH
2 SHALL NOT BE DEEMED TO PRECLUDE A COURT OF COMPETENT
3 JURISDICTION FROM ISSUING AN ORDER DIRECTING THAT THE
4 INFORMATION BE PROVIDED TO LAW ENFORCEMENT OFFICIALS IF THE
5 INFORMATION IS REASONABLY DESCRIBED AND IS REQUESTED SOLELY
6 IN CONNECTION WITH A CRIMINAL LAW ENFORCEMENT ACTION.

7 (4) RECORDED IMAGES OBTAINED THROUGH THE USE OF
8 AUTOMATED RED LIGHT ENFORCEMENT SYSTEMS DEPLOYED AS A MEANS
9 OF PROMOTING TRAFFIC SAFETY IN A CITY OF THE SECOND CLASS,
10 SECOND CLASS A OR THIRD CLASS SHALL BE DESTROYED WITHIN ONE
11 YEAR OF FINAL DISPOSITION OF AN RECORDED EVENT. THE CITY
12 SHALL FILE NOTICE WITH THE DEPARTMENT OF STATE THAT THE
13 RECORDS HAVE BEEN DESTROYED IN ACCORDANCE WITH THIS SECTION.

14 (5) NOTWITHSTANDING ANY OTHER PROVISION OF LAW,
15 REGISTERED VEHICLE OWNER INFORMATION OBTAINED AS A RESULT OF
16 THE OPERATION OF AN AUTOMATED RED LIGHT ENFORCEMENT SYSTEM
17 UNDER THIS SECTION SHALL NOT BE THE PROPERTY OF THE
18 MANUFACTURER OR VENDOR OF THE AUTOMATED RED LIGHT ENFORCEMENT
19 SYSTEM AND MAY NOT BE USED FOR ANY PURPOSE OTHER THAN
20 PRESCRIBED IN THIS SECTION.

21 (G) DEFENSES.--

22 (1) IT SHALL BE A DEFENSE TO A VIOLATION UNDER THIS
23 SECTION THAT THE PERSON NAMED IN THE NOTICE OF THE VIOLATION
24 WAS NOT OPERATING THE VEHICLE AT THE TIME OF THE VIOLATION.
25 THE OWNER MAY BE REQUIRED TO SUBMIT EVIDENCE THAT THE OWNER
26 WAS NOT THE DRIVER AT THE TIME OF THE ALLEGED VIOLATION. THE
27 CITY OF THE SECOND CLASS, SECOND CLASS A OR THIRD CLASS MAY
28 NOT REQUIRE THE OWNER OF THE VEHICLE TO DISCLOSE THE IDENTITY
29 OF THE OPERATOR OF THE VEHICLE AT THE TIME OF THE VIOLATION.

30 (2) IF AN OWNER RECEIVES A NOTICE OF VIOLATION UNDER

1 THIS SECTION OF A TIME PERIOD DURING WHICH THE VEHICLE WAS
2 REPORTED TO A POLICE DEPARTMENT OF ANY STATE OR MUNICIPALITY
3 AS HAVING BEEN STOLEN, IT SHALL BE A DEFENSE TO A VIOLATION
4 UNDER THIS SECTION THAT THE VEHICLE HAS BEEN REPORTED TO A
5 POLICE DEPARTMENT AS STOLEN PRIOR TO THE TIME THE VIOLATION
6 OCCURRED AND HAD NOT BEEN RECOVERED PRIOR TO THAT TIME.

7 (3) IT SHALL BE A DEFENSE TO A VIOLATION UNDER THIS
8 SECTION THAT THE PERSON RECEIVING THE NOTICE OF VIOLATION WAS
9 NOT THE OWNER OF THE VEHICLE AT THE TIME OF THE OFFENSE.

10 (H) DEPARTMENT APPROVAL.--NO AUTOMATED RED LIGHT ENFORCEMENT
11 SYSTEM MAY BE USED WITHOUT CONSULTATION WITH THE DEPARTMENT,
12 WHICH SHALL HAVE THE AUTHORITY TO PROMULGATE REGULATIONS FOR THE
13 CERTIFICATION AND USE OF SUCH SYSTEMS.

14 (I) DUTY OF CITY.--IF A CITY OF THE SECOND CLASS, SECOND
15 CLASS A OR THIRD CLASS ELECTS TO IMPLEMENT THIS SECTION, THE
16 FOLLOWING PROVISIONS SHALL APPLY:

17 (1) THE CITY MAY NOT USE AN AUTOMATED RED LIGHT
18 ENFORCEMENT SYSTEM UNLESS AN APPROPRIATE SIGN IS POSTED IN A
19 CONSPICUOUS PLACE BEFORE THE AREA IN WHICH THE AUTOMATED RED
20 LIGHT ENFORCEMENT DEVICE IS TO BE USED NOTIFYING THE PUBLIC
21 THAT AN AUTOMATED RED LIGHT ENFORCEMENT DEVICE IS IN USE
22 IMMEDIATELY AHEAD.

23 (2) THE CITY OR ITS DESIGNEE SHALL SERVE AS THE SYSTEM
24 ADMINISTRATOR TO SUPERVISE AND COORDINATE THE ADMINISTRATION
25 OF NOTICES OF VIOLATION ISSUED UNDER THIS SECTION.

26 (3) (I) THE SYSTEM ADMINISTRATOR SHALL PREPARE A NOTICE
27 OF VIOLATION TO THE REGISTERED OWNER OF A VEHICLE
28 IDENTIFIED IN A RECORDED IMAGE PRODUCED BY AN AUTOMATED
29 RED LIGHT ENFORCEMENT SYSTEM AS EVIDENCE OF A VIOLATION
30 OF SECTION 3112(A) (3). THE ISSUANCE OF THE NOTICE OF

1 VIOLATION MUST BE DONE BY A POLICE OFFICER EMPLOYED BY
2 THE POLICE DEPARTMENT WITH PRIMARY JURISDICTION OVER THE
3 AREA WHERE THE VIOLATION OCCURRED. THE NOTICE OF
4 VIOLATION SHALL HAVE ATTACHED TO IT ALL OF THE FOLLOWING:

5 (A) A COPY OF THE RECORDED IMAGE SHOWING THE
6 VEHICLE.

7 (B) THE REGISTRATION NUMBER AND STATE OF
8 ISSUANCE OF THE VEHICLE REGISTRATION.

9 (C) THE DATE, TIME AND PLACE OF THE ALLEGED
10 VIOLATION.

11 (D) NOTICE THAT THE VIOLATION CHARGED IS UNDER
12 SECTION 3112 (A) (3).

13 (E) INSTRUCTIONS FOR RETURN OF THE NOTICE OF
14 VIOLATION.

15 (II) THE TEXT OF THE NOTICE MUST BE AS FOLLOWS:
16 THIS NOTICE SHALL BE RETURNED PERSONALLY, BY MAIL OR BY
17 AN AGENT DULY AUTHORIZED IN WRITING, WITHIN 30 DAYS OF
18 ISSUANCE. A HEARING MAY BE OBTAINED UPON THE WRITTEN
19 REQUEST OF THE REGISTERED OWNER.

20 (J) SYSTEM ADMINISTRATOR.--

21 (1) THE SYSTEM ADMINISTRATOR MAY HIRE AND DESIGNATE
22 PERSONNEL AS NECESSARY OR CONTRACT FOR SERVICES TO IMPLEMENT
23 THIS SECTION.

24 (2) THE SYSTEM ADMINISTRATOR SHALL PROCESS FINES ISSUED
25 UNDER THIS SECTION.

26 (3) THE SYSTEM ADMINISTRATOR SHALL SUBMIT AN ANNUAL
27 REPORT TO THE CHAIRMAN AND THE MINORITY CHAIRMAN OF THE
28 TRANSPORTATION COMMITTEE OF THE SENATE AND THE CHAIRMAN AND
29 MINORITY CHAIRMAN OF THE TRANSPORTATION COMMITTEE OF THE
30 HOUSE OF REPRESENTATIVES. THE REPORT SHALL INCLUDE FOR THE

1 PRIOR YEAR:

2 (I) THE NUMBER OF VIOLATIONS AND FINES ISSUED.

3 (II) A COMPILATION OF FINES PAID AND OUTSTANDING.

4 (III) THE AMOUNT OF MONEY PAID TO A VENDOR OR

5 MANUFACTURER UNDER THIS SECTION.

6 (K) NOTICE TO OWNER.--IN THE CASE OF A VIOLATION INVOLVING A
7 MOTOR VEHICLE REGISTERED UNDER THE LAWS OF THIS COMMONWEALTH,
8 THE NOTICE OF VIOLATION MUST BE MAILED WITHIN 30 DAYS AFTER THE
9 COMMISSION OF THE VIOLATION OR WITHIN 30 DAYS AFTER THE
10 DISCOVERY OF THE IDENTITY OF THE REGISTERED OWNER, WHICHEVER IS
11 LATER, AND NOT THEREAFTER TO THE ADDRESS OF THE REGISTERED OWNER
12 AS LISTED IN THE RECORDS OF THE DEPARTMENT. IN THE CASE OF MOTOR
13 VEHICLES REGISTERED IN JURISDICTIONS OTHER THAN THIS
14 COMMONWEALTH, THE NOTICE OF VIOLATION MUST BE MAILED WITHIN 30
15 DAYS AFTER THE DISCOVERY OF THE IDENTITY OF THE REGISTERED OWNER
16 AND NOT THEREAFTER TO THE ADDRESS OF THE REGISTERED OWNER AS
17 LISTED IN THE RECORDS OF THE OFFICIAL IN THE JURISDICTION HAVING
18 CHARGE OF THE REGISTRATION OF THE VEHICLE. A NOTICE OF VIOLATION
19 UNDER THIS SECTION MUST BE PROVIDED TO AN OWNER WITHIN 90 DAYS
20 OF THE COMMISSION OF THE OFFENSE.

21 (L) MAILING OF NOTICE AND RECORDS.--NOTICE OF VIOLATION MUST
22 BE SENT BY FIRST CLASS MAIL. A MANUAL OR AUTOMATIC RECORD OF
23 MAILING PREPARED BY THE SYSTEM ADMINISTRATOR IN THE ORDINARY
24 COURSE OF BUSINESS SHALL BE PRIMA FACIE EVIDENCE OF MAILING AND
25 SHALL BE ADMISSIBLE IN ANY JUDICIAL OR ADMINISTRATIVE PROCEEDING
26 AS TO THE FACTS CONTAINED IN IT.

27 (M) PAYMENT OF FINE.--

28 (1) AN OWNER TO WHOM A NOTICE OF VIOLATION HAS BEEN
29 ISSUED MAY ADMIT RESPONSIBILITY FOR THE VIOLATION AND PAY THE
30 FINE PROVIDED IN THE NOTICE.

1 (2) PAYMENT MUST BE MADE PERSONALLY, THROUGH AN
2 AUTHORIZED AGENT OR BY MAILING BOTH PAYMENT AND THE NOTICE OF
3 VIOLATION TO THE SYSTEM ADMINISTRATOR. PAYMENT BY MAIL MUST
4 BE MADE ONLY BY MONEY ORDER, CREDIT CARD OR CHECK MADE
5 PAYABLE TO THE SYSTEM ADMINISTRATOR. THE SYSTEM ADMINISTRATOR
6 SHALL REMIT THE FINE, LESS THE SYSTEM ADMINISTRATOR'S
7 OPERATION AND MAINTENANCE COSTS NECESSITATED UNDER THIS
8 SECTION, TO THE DEPARTMENT FOR DEPOSIT UNDER SECTION 3118 (B)
9 (2) (RELATING TO AUTOMATED ENFORCEMENT FUND).

10 (3) PAYMENT OF THE ESTABLISHED FINE AND APPLICABLE
11 PENALTIES SHALL OPERATE AS A FINAL DISPOSITION OF THE CASE.
12 (N) HEARING.--

13 (1) AN OWNER TO WHOM A NOTICE OF VIOLATION HAS BEEN
14 ISSUED MAY, WITHIN 30 DAYS OF THE MAILING OF THE NOTICE,
15 REQUEST A HEARING TO CONTEST THE LIABILITY ALLEGED IN THE
16 NOTICE. A HEARING REQUEST MUST BE MADE BY APPEARING BEFORE
17 THE SYSTEM ADMINISTRATOR DURING REGULAR OFFICE HOURS EITHER
18 PERSONALLY OR BY AN AUTHORIZED AGENT OR BY MAILING A REQUEST
19 IN WRITING.

20 (2) UPON RECEIPT OF A HEARING REQUEST, THE SYSTEM
21 ADMINISTRATOR SHALL IN A TIMELY MANNER SCHEDULE THE MATTER
22 BEFORE A HEARING OFFICER. THE HEARING OFFICER SHALL BE
23 DESIGNATED BY THE CITY OF THE SECOND CLASS, SECOND CLASS A OR
24 THIRD CLASS. WRITTEN NOTICE OF THE DATE, TIME AND PLACE OF
25 HEARING MUST BE SENT BY FIRST CLASS MAIL TO THE OWNER.

26 (3) THE HEARING SHALL BE INFORMAL, THE RULES OF EVIDENCE
27 SHALL NOT APPLY AND THE DECISION OF THE HEARING OFFICER SHALL
28 BE FINAL, SUBJECT TO THE RIGHT OF THE OWNER TO APPEAL THE
29 DECISION TO THE MAGISTERIAL DISTRICT JUDGE.

30 (4) IF THE OWNER REQUESTS IN WRITING THAT THE DECISION

1 OF THE HEARING OFFICER BE APPEALED TO THE MAGISTERIAL
2 DISTRICT JUDGE, THE SYSTEM ADMINISTRATOR SHALL FILE THE
3 NOTICE OF VIOLATION AND SUPPORTING DOCUMENTS WITH THE
4 MAGISTERIAL DISTRICT JUDGE, WHICH SHALL HEAR AND DECIDE THE
5 MATTER DE NOVO.

6 (O) COMPENSATION TO MANUFACTURER OR VENDOR.--IF A CITY OF
7 THE SECOND CLASS, SECOND CLASS A OR THIRD CLASS HAS ESTABLISHED
8 AN AUTOMATED RED LIGHT ENFORCEMENT SYSTEM DEPLOYED AS A MEANS OF
9 PROMOTING TRAFFIC SAFETY AND THE ENFORCEMENT OF THE TRAFFIC LAWS
10 OF THIS COMMONWEALTH OR THE CITY, THE COMPENSATION PAID TO THE
11 MANUFACTURER OR VENDOR OF THE AUTOMATED RED LIGHT ENFORCEMENT
12 SYSTEM MAY NOT BE BASED UPON THE NUMBER OF TRAFFIC CITATIONS
13 ISSUED OR A PORTION OR PERCENTAGE OF THE FINE GENERATED BY THE
14 CITATIONS. THE COMPENSATION PAID TO THE MANUFACTURER OR VENDOR
15 OF THE EQUIPMENT SHALL BE BASED UPON THE VALUE OF THE EQUIPMENT
16 AND THE SERVICES PROVIDED OR RENDERED IN SUPPORT OF THE
17 AUTOMATED RED LIGHT ENFORCEMENT SYSTEM.

18 (P) DURATION OF YELLOW LIGHT CHANGE INTERVAL.--THE DURATION
19 OF THE YELLOW LIGHT CHANGE INTERVAL AT INTERSECTIONS WHERE
20 AUTOMATED RED LIGHT ENFORCEMENT SYSTEMS ARE IN USE SHALL CONFORM
21 TO THE YELLOW LIGHT CHANGE INTERVAL DURATION SPECIFIED ON THE
22 TRAFFIC SIGNAL PERMIT ISSUED BY THE DEPARTMENT OF A SECOND
23 CLASS, SECOND CLASS A OR THIRD CLASS CITY.

24 (Q) REVENUE LIMIT.--A CITY OF THE SECOND CLASS, SECOND CLASS
25 A OR THIRD CLASS MAY NOT COLLECT AN AMOUNT EQUAL TO OR GREATER
26 THAN 5% OF ITS ANNUAL BUDGET FROM THE COLLECTION OF REVENUE FROM
27 THE ISSUANCE AND PAYMENT OF VIOLATIONS UNDER THIS SECTION.

28 (R) EXPIRATION.--THIS SECTION SHALL EXPIRE DECEMBER 31,
29 2020.

30 § 3118. AUTOMATED ENFORCEMENT FUND.

1 (A) ESTABLISHMENT.--THE AUTOMATED ENFORCEMENT FUND IS
2 ESTABLISHED AS A SEPARATE FUND IN THE STATE TREASURY.

3 (B) SOURCES.--THE SOURCES OF THE FUND ARE AS FOLLOWS:

4 (1) REVENUE REMITTED UNDER SECTION 3116(L) (2) (RELATING
5 TO AUTOMATED RED LIGHT ENFORCEMENT SYSTEMS IN FIRST CLASS
6 CITIES). THIS PARAGRAPH INCLUDES A TRANSFER OF THE MONEY
7 DEPOSITED IN THE MOTOR LICENSE FUND UNDER SECTION 3116(L) (2)
8 ON THE EFFECTIVE DATE OF THIS PARAGRAPH.

9 (2) REVENUE REMITTED UNDER SECTION 3117(M) (2) (RELATING
10 TO AUTOMATED RED LIGHT ENFORCEMENT SYSTEMS IN SECOND CLASS,
11 SECOND CLASS A AND THIRD CLASS CITIES).

12 (C) USE.--THE MONEY IN THE FUND SHALL BE USED AS FOLLOWS:

13 (1) NO MORE THAN 50% OF THE REVENUE REMITTED UNDER
14 SUBSECTION (B) (1) ON THE EFFECTIVE DATE OF SUBSECTION (B) (1)
15 SHALL BE APPROPRIATED TO THE PENNSYLVANIA STATE POLICE.

16 (2) REVENUE REMITTED UNDER SECTION 3116(L) (2) AFTER THE
17 EFFECTIVE DATE OF SUBSECTION (B) (1) AND REVENUE REMITTED
18 UNDER SECTION 3117(M) (2) SHALL BE APPROPRIATED AS FOLLOWS:

19 (I) NO MORE THAN 50% OF THE REVENUE SHALL BE
20 APPROPRIATED TO THE PENNSYLVANIA STATE POLICE FOR COSTS
21 INCURRED IN FIRST CLASS CITIES, SECOND CLASS CITIES,
22 SECOND CLASS A CITIES AND THIRD CLASS CITIES.

23 (II) THE REMAINDER OF THE REVENUE SHALL BE
24 APPROPRIATED TO:

25 (A) FIRST CLASS CITIES, SECOND CLASS A CITIES
26 AND THIRD CLASS CITIES WHICH ESTABLISH AUTOMATED RED
27 LIGHT ENFORCEMENT SYSTEMS UNDER SECTION 3116 OR 3117
28 FOR TRANSPORTATION ENHANCEMENTS GRANTS FOR
29 INTERSECTION SIGNALING AND SAFETY IMPROVEMENTS; AND

30 (B) SECOND CLASS CITIES WHICH ESTABLISH

1 AUTOMATED RED LIGHT ENFORCEMENT SYSTEMS UNDER SECTION
2 3117 AS FOLLOWS:

3 (I) SEVENTY-FIVE PERCENT TO THE CITIES'
4 MUNICIPAL PENSION SYSTEM FUNDS.

5 (II) TWENTY-FIVE PERCENT FOR TRANSPORTATION
6 ENHANCEMENTS GRANTS FOR INTERSECTION SIGNALING
7 AND SAFETY IMPROVEMENTS.

8 (D) CONTINUING APPROPRIATION.--THE MONEY IN THE FUND IS
9 CONTINUOUSLY APPROPRIATED INTO THE FUND. THIS APPROPRIATION
10 SHALL NOT LAPSE AT THE END OF ANY FISCAL YEAR.

11 SECTION 5. SECTIONS 4553(B) AND 4962(F) OF TITLE 75 ARE
12 AMENDED TO READ:

13 § 4553. GENERAL REQUIREMENTS FOR OTHER VEHICLES TRANSPORTING
14 SCHOOL CHILDREN.

15 * * *

16 (B) SCHOOL-CHARTERED BUS.--IN ADDITION TO SCHOOL BUSES,
17 SCHOOL-CHARTERED BUSES, WHICH ARE DESIGNED TO TRANSPORT 16 OR
18 MORE PASSENGERS, INCLUDING THE DRIVER, AND WHICH ARE OPERATED BY
19 A PERSON HOLDING A CERTIFICATE OF THE PENNSYLVANIA PUBLIC
20 UTILITY COMMISSION OR THE INTERSTATE COMMERCE COMMISSION, MAY BE
21 USED UNDER A SHORT-TERM CONTRACT WITH A SCHOOL WHICH HAS
22 ACQUIRED THE EXCLUSIVE USE OF THE VEHICLE AT A FIXED CHARGE TO
23 [PROVIDE TRANSPORTATION OF] TRANSPORT SCHOOL CHILDREN TO A
24 [SPECIAL] SCHOOL-RELATED EVENT, PROVIDED THAT THE VEHICLE IS NOT
25 USED TO TRANSPORT SCHOOL CHILDREN TO OR FROM THEIR RESIDENCES OR
26 DESIGNATED BUS STOPS. A SCHOOL-CHARTERED VEHICLE MAY BE USED
27 WITHOUT RESTRICTION FOR THE TRANSPORTATION OF SCHOOL CHILDREN
28 WITH SPECIAL NEEDS AS MAY BE NECESSARY TO MAKE REASONABLE
29 ACCOMMODATIONS PURSUANT TO THE AMERICANS WITH DISABILITIES ACT
30 OF 1990 (PUBLIC LAW 101-336, 104 STAT. 327).

1 * * *

2 § 4962. CONDITIONS OF PERMITS AND SECURITY FOR DAMAGES. ←

3 * * *

4 (F) WHEN LOADS PERMITTED.--ONLY VEHICLES AND COMBINATIONS
5 PERMITTED UNDER THE FOLLOWING PROVISIONS SHALL BE AUTHORIZED TO
6 CARRY OR HAUL LOADS WHILE OPERATING UNDER THE PERMIT:

7 SECTION 4961(A) (2), (3) AND (6) (RELATING TO AUTHORITY TO
8 ISSUE PERMITS).

9 SECTION 4965 (RELATING TO SINGLE PERMITS FOR MULTIPLE
10 HIGHWAY CROSSINGS).

11 SECTION 4968 (RELATING TO PERMIT FOR MOVEMENT DURING
12 COURSE OF MANUFACTURE).

13 SECTION 4974 (RELATING TO PERMIT FOR MOVEMENT OF
14 CONTAINERIZED CARGO).

15 SECTION 4975 (RELATING TO PERMIT FOR MOVEMENT OF SPECIAL
16 MOBILE EQUIPMENT).

17 SECTION 4976 (RELATING TO PERMIT FOR MOVEMENT OF DOMESTIC
18 ANIMAL FEED).

19 SECTION 4976.1 (RELATING TO PERMIT FOR MOVEMENT OF LIVE
20 DOMESTIC ANIMALS).

21 SECTION 4977 (RELATING TO PERMIT FOR MOVEMENT OF WOODEN
22 STRUCTURES).

23 SECTION 4978 (RELATING TO PERMIT FOR MOVEMENT OF BUILDING
24 STRUCTURAL COMPONENTS).

25 SECTION 4979 (RELATING TO PERMIT FOR MOVEMENT OF
26 PARTICLEBOARD OR FIBERBOARD USED IN THE MANUFACTURE OF READY-
27 TO-ASSEMBLE FURNITURE).

28 SECTION 4979.1 (RELATING TO PERMIT FOR MOVEMENT OF BULK
29 REFINED OIL).

30 SECTION 4979.2 (RELATING TO PERMIT FOR MOVEMENT OF WASTE

1 COAL AND BENEFICIAL COMBUSTION ASH) .

2 SECTION 4979.3 (RELATING TO PERMIT FOR MOVEMENT OF FLOAT
3 GLASS OR FLAT GLASS FOR USE IN CONSTRUCTION AND OTHER END
4 USES) .

5 SECTION 4979.4 (RELATING TO PERMIT FOR MOVEMENT OF SELF-
6 PROPELLED CRANES) .

7 SECTION 4979.5 (RELATING TO PERMIT FOR MOVEMENT OF
8 NONHAZARDOUS LIQUID GLUE) .

9 SECTION 4979.6 (RELATING TO PERMIT FOR MOVEMENT OF WASTE
10 TIRES) .

11 * * *

12 SECTION 6. SECTION 4968(A) OF TITLE 75 IS AMENDED AND THE
13 SECTION IS AMENDED BY ADDING SUBSECTIONS TO READ:

14 § 4968. PERMIT FOR MOVEMENT DURING COURSE OF MANUFACTURE.

15 [(A) ANNUAL PERMIT.--AN ANNUAL PERMIT MAY BE ISSUED
16 AUTHORIZING MOVEMENT ON SPECIFIED HIGHWAYS OF BOATS, TRAILERS,
17 MOBILE HOMES, MODULAR HOUSING UNITS AND UNDERCARRIAGES,
18 HELICOPTERS, HOT INGOTS, A HOT BOX, BASIC OXYGEN FURNACE LANCES,
19 RAILWAY EQUIPMENT AND RAILS OR OTHER ARTICLES, VEHICLES OR
20 COMBINATIONS WHICH EXCEED THE MAXIMUM HEIGHT, WIDTH OR LENGTH
21 SPECIFIED IN SUBCHAPTER B (RELATING TO WIDTH, HEIGHT AND LENGTH)
22 OR SELF-PROPELLED CRANES OR COMBINATIONS CARRYING RAW MILK, RAW
23 COAL, FLAT-ROLLED STEEL COILS, STEEL SLABS, HOT INGOTS, A HOT
24 BOX, PULPWOOD AND WOOD CHIPS OR RAW WATER WHICH EXCEED THE
25 MAXIMUM WEIGHT SPECIFIED IN SUBCHAPTER C (RELATING TO MAXIMUM
26 WEIGHTS OF VEHICLES) WHILE THEY ARE IN THE COURSE OF MANUFACTURE
27 AND UNDER CONTRACT WITH OR UNDER THE DIRECT CONTROL OF THE
28 MANUFACTURER, SUBJECT TO THE FOLLOWING PROVISIONS:

29 (1) EXCEPT FOR ARTICLES AND VEHICLES NOT EXCEEDING 102
30 INCHES IN WIDTH, NO PERMIT SHALL BE ISSUED UNDER THIS SECTION

1 FOR MOVEMENT OF ARTICLES OR VEHICLES WHILE THEY ARE IN
2 TRANSIT FROM THE MANUFACTURER TO A PURCHASER OR DEALER OR FOR
3 THE MOVEMENT OF ARTICLES OR VEHICLES UPON A FREEWAY.

4 (2) OVERWIDTH ARTICLES AND VEHICLES:

5 (I) ARTICLES AND VEHICLES NOT WIDER THAN 102 INCHES
6 MAY BE MOVED ANY DISTANCE ON A PERMIT.

7 (II) ARTICLES AND VEHICLES WIDER THAN 102 INCHES BUT
8 NOT WIDER THAN 108 INCHES MAY BE MOVED UP TO SEVEN MILES
9 ON A PERMIT 24 HOURS PER DAY, SEVEN DAYS A WEEK.

10 (III) ARTICLES AND VEHICLES WIDER THAN 102 INCHES
11 BUT NOT IN EXCESS OF 12 FEET IN WIDTH MAY BE MOVED UP TO
12 50 MILES ON A PERMIT.

13 (IV) WIDER ARTICLES AND VEHICLES MAY BE MOVED NO
14 FARTHER THAN TEN MILES ON A PERMIT.

15 (3) A COMBINATION OF VEHICLES WHICH IS HAULING FLAT-
16 ROLLED STEEL COILS OR STEEL SLABS MAY BE PERMITTED BY THE
17 DEPARTMENT AND LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN
18 THEIR RESPECTIVE JURISDICTION A DISTANCE NOT EXCEEDING 50
19 MILES IF THE GROSS WEIGHT DOES NOT EXCEED 100,000 POUNDS AND
20 THE WEIGHT OF ANY NONSTEERING AXLE DOES NOT EXCEED 21,000
21 POUNDS. NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT
22 UPON AN INTERSTATE HIGHWAY.

23 (3.1) A COMBINATION OF VEHICLES WHICH IS HAULING RAW
24 MILK TO OR FROM A MANUFACTURER MAY BE PERMITTED BY THE
25 DEPARTMENT AND LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN
26 THEIR RESPECTIVE JURISDICTION 24 HOURS A DAY, SEVEN DAYS A
27 WEEK, EXCEPT DURING INCLEMENT WEATHER AS DEFINED IN
28 DEPARTMENT REGULATIONS, IF THE GROSS WEIGHT DOES NOT EXCEED
29 95,000 POUNDS AND IF THE WEIGHT OF ANY NONSTEERING AXLE DOES
30 NOT EXCEED 21,000 POUNDS. NO PERMIT MAY BE ISSUED FOR THIS

1 TYPE OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

2 (3.2) A COMBINATION OF VEHICLES WHICH IS HAULING A HOT
3 INGOT OR A HOT BOX MAY BE PERMITTED BY THE DEPARTMENT AND
4 LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN THEIR
5 RESPECTIVE JURISDICTION A DISTANCE NOT EXCEEDING 25 MILES IF
6 THE GROSS WEIGHT DOES NOT EXCEED 150,000 POUNDS AND THE
7 WEIGHT OF ANY NONSTEERING AXLE DOES NOT EXCEED 21,000 POUNDS.
8 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
9 INTERSTATE HIGHWAY.

10 (3.3) A COMBINATION OF VEHICLES WHICH IS HAULING BASIC
11 OXYGEN FURNACE LANCES MAY BE PERMITTED BY THE DEPARTMENT AND
12 LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN THEIR
13 RESPECTIVE JURISDICTIONS IF THE OVERALL LENGTH DOES NOT
14 EXCEED 90 FEET. A VEHICLE OPERATING UNDER A PERMIT AUTHORIZED
15 UNDER THIS SECTION MAY BE DRIVEN 24 HOURS A DAY, SEVEN DAYS A
16 WEEK, IF THE VEHICLE OR COMBINATION IS OPERATED AT PREVAILING
17 SPEEDS. MOVEMENT UNDER THIS PARAGRAPH IS NOT AUTHORIZED
18 DURING ANY OF THE FOLLOWING:

19 (I) A HOLIDAY PERIOD SPECIFIED IN DEPARTMENT
20 REGULATIONS OR IN THE PERMIT.

21 (II) INCLEMENT WEATHER, AS DEFINED IN DEPARTMENT
22 REGULATIONS.

23 (3.4) A SELF-PROPELLED CRANE WHICH IS BEING ROAD TESTED
24 MAY BE PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO
25 MOVE UPON HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS A
26 DISTANCE NOT EXCEEDING 15 MILES IF THE GROSS WEIGHT DOES NOT
27 EXCEED 150,000 POUNDS AND THE WEIGHT ON ANY AXLE DOES NOT
28 EXCEED 27,000 POUNDS.

29 (3.5) A COMBINATION OF VEHICLES WHICH IS HAULING RAW
30 COAL FROM A MINE TO A PROCESSING OR PREPARATION FACILITY MAY

1 BE PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO MOVE
2 UPON HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS A
3 DISTANCE NOT EXCEEDING 30 MILES IF THE GROSS WEIGHT DOES NOT
4 EXCEED 95,000 POUNDS AND IF THE WEIGHT OF ANY NONSTEERING
5 AXLE DOES NOT EXCEED 21,000 POUNDS. NO PERMIT MAY BE ISSUED
6 FOR THIS TYPE OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

7 (3.6) A COMBINATION OF VEHICLES WHICH IS HAULING RAW
8 WATER FROM A SPRING TO A BOTTLING FACILITY MAY BE PERMITTED
9 BY THE DEPARTMENT AND LOCAL AUTHORITIES TO MOVE UPON
10 SPECIFIED HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS
11 SUBJECT TO THE FOLLOWING CONDITIONS:

12 (I) THE VEHICLE MUST BE A SIX AXLE COMBINATION -
13 THREE AXLE TRUCK TRACTOR.

14 (II) GROSS VEHICULAR WEIGHT MUST NOT EXCEED 96,900
15 POUNDS.

16 (III) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
17 11,000 POUNDS.

18 (IV) MAXIMUM WEIGHT ON THE TRUCK-TRACTOR TANDEM
19 (AXLES TWO AND THREE) SHALL BE 38,000 POUNDS, WITH A
20 MAXIMUM OF 19,500 POUNDS ON EITHER AXLE IN THE GROUP.

21 (V) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM (AXLES
22 FOUR, FIVE AND SIX) SHALL BE 47,700 POUNDS, WITH A
23 MAXIMUM OF 16,400 POUNDS ON ANY AXLE IN THE GROUP.

24 (VI) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE TWO
25 SHALL BE 12 FEET 11 INCHES.

26 (VII) THE CENTER-TO-CENTER DISTANCE BETWEEN THE LAST
27 DRIVE AXLE OF THE TRUCK TRACTOR (AXLE THREE) AND THE
28 FIRST AXLE OF SEMITRAILER (AXLE 4) MUST BE A MINIMUM OF
29 26 FEET 7 INCHES.

30 (VIII) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM

1 AXLES SHALL BE 4 FEET 1 INCH.
2 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
3 INTERSTATE HIGHWAY.

4 (3.7) A COMBINATION OF VEHICLES WHICH IS HAULING
5 PULPWOOD OR WOOD CHIPS FROM A SPECIFIED SOURCE TO A PULP MILL
6 MAY BE PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO
7 MOVE UPON SPECIFIED HIGHWAYS WITHIN THEIR RESPECTIVE
8 JURISDICTIONS SUBJECT TO THE FOLLOWING CONDITIONS:

9 (I) THE VEHICLE MUST BE A FIVE AXLE COMBINATION -
10 THREE AXLE TRUCK TRACTOR MEETING THE FOLLOWING
11 CHARACTERISTICS:

12 (A) GROSS VEHICULAR WEIGHT MUST NOT EXCEED
13 95,000 POUNDS.

14 (B) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
15 11,000 POUNDS.

16 (C) MAXIMUM WEIGHT ON THE TRUCK-TRAILER TANDEM
17 (AXLES TWO AND THREE) SHALL BE 42,000 POUNDS, WITH A
18 MAXIMUM OF 21,000 POUNDS ON EITHER AXLE IN THE GROUP.

19 (D) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM
20 (AXLES FOUR AND FIVE) SHALL BE 42,000 POUNDS, WITH A
21 MAXIMUM OF 21,000 POUNDS ON ANY AXLE IN THE GROUP.

22 (E) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE
23 TWO SHALL BE 12 FEET 6 INCHES.

24 (F) THE CENTER-TO-CENTER DISTANCE BETWEEN THE
25 LAST DRIVE AXLE OF THE TRUCK TRACTOR (AXLE THREE) AND
26 THE FIRST AXLE OF THE SEMITRAILER (AXLE FOUR) MUST BE
27 A MINIMUM OF 28 FEET 0 INCH.

28 (G) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
29 AXLES SHALL BE 4 FEET 0 INCH.

30 (II) THE VEHICLE MUST BE A SIX AXLE COMBINATION -

1 THREE AXLE TRUCK TRACTOR MEETING THE FOLLOWING
2 CHARACTERISTICS:

3 (A) GROSS VEHICULAR WEIGHT MUST NOT EXCEED
4 107,000 POUNDS.

5 (B) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
6 12,000 POUNDS.

7 (C) MAXIMUM WEIGHT ON THE TRUCK-TRACTOR TANDEM
8 (AXLES TWO AND THREE) SHALL BE 42,000 POUNDS, WITH A
9 MAXIMUM OF 21,000 POUNDS ON EITHER AXLE IN THE GROUP.

10 (D) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM
11 (AXLES FOUR, FIVE AND SIX) SHALL BE 53,000 POUNDS,
12 WITH A MAXIMUM OF 17,670 POUNDS ON ANY AXLE IN THE
13 GROUP.

14 (E) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE
15 TWO SHALL BE 12 FEET 6 INCHES.

16 (F) THE CENTER-TO-CENTER DISTANCE BETWEEN THE
17 LAST DRIVE AXLE OF THE TRUCK TRACTOR (AXLE THREE) AND
18 THE FIRST AXLE OF THE SEMITRAILER (AXLE FOUR) MUST BE
19 A MINIMUM OF 45 FEET 0 INCH.

20 (G) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
21 AXLES SHALL BE 4 FEET 0 INCH.

22 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
23 INTERSTATE HIGHWAY.

24 (4) A PERMIT MAY BE DENIED OR REVOKED IN ORDER TO
25 PRESERVE THE SAFETY OF HIGHWAY USERS OR TO PROTECT THE
26 STRUCTURAL INTEGRITY OF HIGHWAYS OR BRIDGES OR AS OTHERWISE
27 AUTHORIZED BY DEPARTMENT REGULATIONS.]

28 (A.1) GENERAL RULE.--AN ANNUAL PERMIT MAY BE ISSUED
29 AUTHORIZING MOVEMENT ON SPECIFIED HIGHWAYS OF:

30 (1) BOATS, TRAILERS, MOBILE HOMES, MODULAR HOUSING UNITS

1 AND UNDERCARRIAGES, HELICOPTERS, HOT INGOTS, A HOT BOX, BASIC
2 OXYGEN FURNACE LANCES, RAILWAY EQUIPMENT AND RAILS OR OTHER
3 ARTICLES, VEHICLES OR COMBINATIONS WHICH EXCEED THE MAXIMUM
4 HEIGHT, WIDTH OR LENGTH SPECIFIED IN SUBCHAPTER B (RELATING
5 TO WIDTH, HEIGHT AND LENGTH) WHILE THEY ARE IN THE COURSE OF
6 MANUFACTURE AND UNDER CONTRACT WITH OR UNDER THE DIRECT
7 CONTROL OF THE MANUFACTURER, PROVIDED THAT THEY DO NOT EXCEED
8 THE MAXIMUM WEIGHT SPECIFIED IN SUBCHAPTER C (RELATING TO
9 MAXIMUM WEIGHTS OF VEHICLES) UNLESS THEY ALSO QUALIFY UNDER
10 PARAGRAPH (3);

11 (2) SELF-PROPELLED CRANES WHILE THEY ARE IN THE COURSE
12 OF MANUFACTURE AND UNDER CONTRACT WITH OR UNDER THE DIRECT
13 CONTROL OF THE MANUFACTURER; OR

14 (3) AIRCRAFT REFUELING VEHICLES OR VEHICLES AND
15 COMBINATIONS CARRYING RAW MILK, RAW COAL, FLAT-ROLLED STEEL
16 COILS, STEEL SLABS, HOT INGOTS, A HOT BOX, PULPWOOD AND WOOD
17 CHIPS OR RAW WATER WHICH EXCEED THE MAXIMUM WEIGHT SPECIFIED
18 IN SUBCHAPTER C WHILE THEY ARE IN THE COURSE OF MANUFACTURE
19 AND UNDER CONTRACT WITH OR UNDER THE DIRECT CONTROL OF THE
20 MANUFACTURER, PROVIDED THAT THEY DO NOT EXCEED THE MAXIMUM
21 HEIGHT, WIDTH OR LENGTH SPECIFIED IN SUBCHAPTER B UNLESS THEY
22 ALSO QUALIFY UNDER PARAGRAPH (1), SUBJECT TO THE PROVISIONS
23 IN SUBSECTION (A.2).

24 (A.2) SPECIFICATIONS.--

25 (1) EXCEPT FOR ARTICLES AND VEHICLES NOT EXCEEDING 102
26 INCHES IN WIDTH, NO PERMIT SHALL BE ISSUED UNDER THIS SECTION
27 FOR MOVEMENT OF ARTICLES OR VEHICLES WHILE THEY ARE IN
28 TRANSIT FROM THE MANUFACTURER TO A PURCHASER OR DEALER OR FOR
29 THE MOVEMENT OF ARTICLES OR VEHICLES UPON A FREEWAY.

30 (2) OVERWIDTH ARTICLES AND VEHICLES:

1 (I) ARTICLES AND VEHICLES NOT WIDER THAN 102 INCHES
2 MAY BE MOVED ANY DISTANCE ON A PERMIT.

3 (II) ARTICLES AND VEHICLES WIDER THAN 102 INCHES BUT
4 NOT WIDER THAN 108 INCHES MAY BE MOVED UP TO SEVEN MILES
5 ON A PERMIT 24 HOURS PER DAY, SEVEN DAYS A WEEK.

6 (III) ARTICLES AND VEHICLES WIDER THAN 102 INCHES
7 BUT NOT IN EXCESS OF 12 FEET IN WIDTH MAY BE MOVED UP TO
8 50 MILES ON A PERMIT.

9 (IV) WIDER ARTICLES AND VEHICLES MAY BE MOVED NO
10 FARTHER THAN TEN MILES ON A PERMIT.

11 (3) A COMBINATION OF VEHICLES WHICH IS HAULING FLAT-
12 ROLLED STEEL COILS OR STEEL SLABS MAY BE PERMITTED BY THE
13 DEPARTMENT AND LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN
14 THEIR RESPECTIVE JURISDICTIONS A DISTANCE NOT EXCEEDING 50
15 MILES IF THE GROSS WEIGHT DOES NOT EXCEED 100,000 POUNDS AND
16 THE WEIGHT OF ANY NONSTEERING AXLE DOES NOT EXCEED 21,000
17 POUNDS. NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT
18 UPON AN INTERSTATE HIGHWAY.

19 (4) A COMBINATION OF VEHICLES WHICH IS HAULING RAW MILK
20 TO OR FROM A MANUFACTURER MAY BE PERMITTED BY THE DEPARTMENT
21 AND LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN THEIR
22 RESPECTIVE JURISDICTIONS 24 HOURS A DAY, SEVEN DAYS A WEEK,
23 EXCEPT DURING INCLEMENT WEATHER AS DEFINED IN DEPARTMENT
24 REGULATIONS, IF THE GROSS WEIGHT DOES NOT EXCEED 95,000
25 POUNDS AND IF THE WEIGHT OF ANY NONSTEERING AXLE DOES NOT
26 EXCEED 21,000 POUNDS. NO PERMIT MAY BE ISSUED FOR THIS TYPE
27 OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

28 (5) A COMBINATION OF VEHICLES WHICH IS HAULING A HOT
29 INGOT OR A HOT BOX MAY BE PERMITTED BY THE DEPARTMENT AND
30 LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN THEIR

1 RESPECTIVE JURISDICTIONS A DISTANCE NOT EXCEEDING 25 MILES IF
2 THE GROSS WEIGHT DOES NOT EXCEED 150,000 POUNDS AND THE
3 WEIGHT OF ANY NONSTEERING AXLE DOES NOT EXCEED 21,000 POUNDS.
4 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
5 INTERSTATE HIGHWAY.

6 (6) A COMBINATION OF VEHICLES WHICH IS HAULING BASIC
7 OXYGEN FURNACE LANCES MAY BE PERMITTED BY THE DEPARTMENT AND
8 LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN THEIR
9 RESPECTIVE JURISDICTIONS IF THE OVERALL LENGTH DOES NOT
10 EXCEED 90 FEET. A VEHICLE OPERATING UNDER A PERMIT AUTHORIZED
11 UNDER THIS SECTION MAY BE DRIVEN 24 HOURS A DAY, SEVEN DAYS A
12 WEEK, IF THE VEHICLE OR COMBINATION IS OPERATED AT PREVAILING
13 SPEEDS. MOVEMENT UNDER THIS PARAGRAPH IS NOT AUTHORIZED
14 DURING ANY OF THE FOLLOWING:

15 (I) A HOLIDAY PERIOD SPECIFIED IN DEPARTMENT
16 REGULATIONS OR IN THE PERMIT.

17 (II) INCLEMENT WEATHER, AS DEFINED IN DEPARTMENT
18 REGULATIONS.

19 (7) A SELF-PROPELLED CRANE WHICH IS BEING ROAD TESTED
20 MAY BE PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO
21 MOVE UPON HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS A
22 DISTANCE NOT EXCEEDING 15 MILES IF THE GROSS WEIGHT DOES NOT
23 EXCEED 150,000 POUNDS AND THE WEIGHT ON ANY AXLE DOES NOT
24 EXCEED 27,000 POUNDS.

25 (8) A COMBINATION OF VEHICLES WHICH IS HAULING RAW COAL
26 FROM A MINE TO A PROCESSING OR PREPARATION FACILITY MAY BE
27 PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO MOVE
28 UPON HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS A
29 DISTANCE NOT EXCEEDING 30 MILES IF THE GROSS WEIGHT DOES NOT
30 EXCEED 95,000 POUNDS AND IF THE WEIGHT OF ANY NONSTEERING

1 AXLE DOES NOT EXCEED 21,000 POUNDS. NO PERMIT MAY BE ISSUED
2 FOR THIS TYPE OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

3 (9) A COMBINATION OF VEHICLES WHICH IS HAULING RAW WATER
4 FROM A SPRING TO A BOTTLING FACILITY MAY BE PERMITTED BY THE
5 DEPARTMENT AND LOCAL AUTHORITIES TO MOVE UPON SPECIFIED
6 HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS SUBJECT TO THE
7 FOLLOWING CONDITIONS:

8 (I) THE VEHICLE MUST BE A SIX AXLE COMBINATION -
9 THREE AXLE TRUCK TRACTOR.

10 (II) GROSS VEHICULAR WEIGHT MUST NOT EXCEED 96,900
11 POUNDS.

12 (III) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
13 11,000 POUNDS.

14 (IV) MAXIMUM WEIGHT ON THE TRUCK-TRACTOR TANDEM
15 (AXLES TWO AND THREE) SHALL BE 38,000 POUNDS, WITH A
16 MAXIMUM OF 19,500 POUNDS ON EITHER AXLE IN THE GROUP.

17 (V) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM (AXLES
18 FOUR, FIVE AND SIX) SHALL BE 47,700 POUNDS, WITH A
19 MAXIMUM OF 16,400 POUNDS ON ANY AXLE IN THE GROUP.

20 (VI) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE TWO
21 SHALL BE 12 FEET 11 INCHES.

22 (VII) THE CENTER-TO-CENTER DISTANCE BETWEEN THE LAST
23 DRIVE AXLE OF THE TRUCK TRACTOR (AXLE THREE) AND THE
24 FIRST AXLE OF SEMITRAILER (AXLE FOUR) MUST BE A MINIMUM
25 OF 26 FEET 7 INCHES.

26 (VIII) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
27 AXLES SHALL BE 4 FEET 1 INCH.

28 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
29 INTERSTATE HIGHWAY.

30 (10) A COMBINATION OF VEHICLES WHICH IS HAULING PULPWOOD

1 OR WOOD CHIPS FROM A SPECIFIED SOURCE TO A PULP MILL MAY BE
2 PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO MOVE
3 UPON SPECIFIED HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS
4 SUBJECT TO THE FOLLOWING CONDITIONS:

5 (I) THE VEHICLE MUST BE A FIVE AXLE COMBINATION -
6 THREE AXLE TRUCK TRACTOR MEETING THE FOLLOWING
7 CHARACTERISTICS:

8 (A) GROSS VEHICULAR WEIGHT MUST NOT EXCEED
9 95,000 POUNDS.

10 (B) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
11 11,000 POUNDS.

12 (C) MAXIMUM WEIGHT ON THE TRUCK-TRAILER TANDEM
13 (AXLES TWO AND THREE) SHALL BE 42,000 POUNDS, WITH A
14 MAXIMUM OF 21,000 POUNDS ON EITHER AXLE IN THE GROUP.

15 (D) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM
16 (AXLES FOUR AND FIVE) SHALL BE 42,000 POUNDS, WITH A
17 MAXIMUM OF 21,000 POUNDS ON ANY AXLE IN THE GROUP.

18 (E) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE
19 TWO SHALL BE 12 FEET 6 INCHES.

20 (F) THE CENTER-TO-CENTER DISTANCE BETWEEN THE
21 LAST DRIVE AXLE OF THE TRUCK TRACTOR (AXLE THREE) AND
22 THE FIRST AXLE OF THE SEMITRAILER (AXLE FOUR) MUST BE
23 A MINIMUM OF 28 FEET 0 INCH.

24 (G) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
25 AXLES SHALL BE 4 FEET 0 INCH.

26 (II) THE VEHICLE MUST BE A SIX AXLE COMBINATION -
27 THREE AXLE TRUCK TRACTOR MEETING THE FOLLOWING
28 CHARACTERISTICS:

29 (A) GROSS VEHICULAR WEIGHT MUST NOT EXCEED
30 107,000 POUNDS.

1 (B) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
2 12,000 POUNDS.

3 (C) MAXIMUM WEIGHT ON THE TRUCK-TRACTOR TANDEM
4 (AXLES TWO AND THREE) SHALL BE 42,000 POUNDS, WITH A
5 MAXIMUM OF 21,000 POUNDS ON EITHER AXLE IN THE GROUP.

6 (D) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM
7 (AXLES FOUR, FIVE AND SIX) SHALL BE 53,000 POUNDS,
8 WITH A MAXIMUM OF 17,670 POUNDS ON ANY AXLE IN THE
9 GROUP.

10 (E) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE
11 TWO SHALL BE 12 FEET 6 INCHES.

12 (F) THE CENTER-TO-CENTER DISTANCE BETWEEN THE
13 LAST DRIVE AXLE OF THE TRUCK TRACTOR (AXLE THREE) AND
14 THE FIRST AXLE OF THE SEMITRAILER (AXLE FOUR) MUST BE
15 A MINIMUM OF 45 FEET 0 INCH.

16 (G) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
17 AXLES SHALL BE 4 FEET 0 INCH.

18 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
19 INTERSTATE HIGHWAY.

20 (11) AN AIRCRAFT REFUELING VEHICLE MANUFACTURED FOR THE
21 UNITED STATES DEPARTMENT OF DEFENSE WHICH IS BEING ROAD
22 TESTED AND CARRYING A LOAD REQUIRED UNDER CONTRACT WITH THE
23 DEPARTMENT OF DEFENSE AS PART OF THE ROAD TEST PROCEDURE MAY
24 BE PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO MOVE
25 UPON HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS A
26 DISTANCE NOT EXCEEDING 35 MILES IF, FOR A THREE AXLE VEHICLE,
27 THE GROSS WEIGHT DOES NOT EXCEED 70,000 POUNDS AND THE WEIGHT
28 ON ANY AXLE DOES NOT EXCEED 26,000 POUNDS. NO PERMIT MAY BE
29 ISSUED FOR THIS TYPE OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

30 (12) A PERMIT MAY BE DENIED OR REVOKED IN ORDER TO

1 PRESERVE THE SAFETY OF HIGHWAY USERS OR TO PROTECT THE
2 STRUCTURAL INTEGRITY OF HIGHWAYS OR BRIDGES OR AS OTHERWISE
3 AUTHORIZED BY DEPARTMENT REGULATIONS.

4 * * *

5 SECTION 7. SECTION 4979.1 OF TITLE 75 IS AMENDED TO READ:

6 § 4979.1. PERMIT FOR MOVEMENT OF BULK REFINED OIL.

7 AN ANNUAL PERMIT MAY BE ISSUED AUTHORIZING THE MOVEMENT ON
8 SPECIFIED HIGHWAYS OF REFINED OIL IN BULK BETWEEN A REFINERY AND
9 A DISTRIBUTION FACILITY WHICH EXCEEDS THE MAXIMUM VEHICLE GROSS
10 WEIGHT SPECIFIED IN SUBCHAPTER C (RELATING TO MAXIMUM WEIGHTS OF
11 VEHICLES). PERMITS ISSUED UNDER THIS SECTION SHALL NOT EXCEED A
12 DISTANCE OF [50] 125 MILES. THE WEIGHT OF ANY VEHICLE PERMITTED
13 UNDER THIS SECTION MAY NOT EXCEED 107,000 POUNDS OVERALL GROSS
14 WEIGHT AND SHALL HAVE THE FOLLOWING MAXIMUM AXLE WEIGHT LIMITS
15 FOR ALL NONSTEERING AXLES:

16 SINGLE AXLE 21,000 POUNDS

17 TANDEM AXLES 42,000 POUNDS

18 TRIDEM AXLES 53,000 POUNDS

19 QUAD AXLES 63,000 POUNDS

20 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
21 INTERSTATE HIGHWAY.

22 SECTION 8. TITLE 75 IS AMENDED BY ADDING SECTIONS TO READ:

23 § 4979.5. PERMIT FOR MOVEMENT OF NONHAZARDOUS LIQUID GLUE.

24 AN ANNUAL PERMIT MAY BE ISSUED AUTHORIZING THE MOVEMENT ON
25 SPECIFIED HIGHWAYS OF NONHAZARDOUS LIQUID GLUE IN BULK BETWEEN A
26 CHEMICAL PLANT AND A PARTICLEBOARD OR FIBERBOARD MANUFACTURING
27 FACILITY WHICH EXCEEDS THE MAXIMUM VEHICLE GROSS WEIGHT
28 SPECIFIED IN SUBCHAPTER C (RELATING TO MAXIMUM WEIGHTS OF
29 VEHICLES). PERMITS ISSUED UNDER THIS SECTION SHALL NOT EXCEED A
30 DISTANCE OF 75 MILES. THE WEIGHT OF ANY VEHICLE PERMITTED UNDER

1 THIS SECTION MAY NOT EXCEED 105,000 POUNDS OVERALL GROSS WEIGHT
2 AND SHALL HAVE THE FOLLOWING MAXIMUM AXLE WEIGHT LIMITS FOR ALL
3 NONSTEERING AXLES:

4	<u>SINGLE AXLE</u>	<u>21,000 POUNDS</u>
5	<u>TANDEM AXLES</u>	<u>42,000 POUNDS</u>
6	<u>TRIDEM AXLES</u>	<u>53,000 POUNDS</u>
7	<u>QUAD AXLES</u>	<u>63,000 POUNDS</u>

8 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
9 INTERSTATE HIGHWAY.

10 § 4979.6. PERMIT FOR MOVEMENT OF WASTE TIRES.

11 AN ANNUAL PERMIT MAY BE ISSUED FOR THE MOVEMENT ON SPECIFIED
12 HIGHWAYS OF WASTE TIRES AND TIRE DERIVED-FUEL, CHIPPED TIRES,
13 FROM A REFUSE PILE TO A PREPARATION OR POWER PRODUCTION FACILITY
14 WHICH EXCEEDS THE MAXIMUM VEHICLE GROSS WEIGHT SPECIFIED IN
15 SUBCHAPTER C (RELATING TO MAXIMUM WEIGHTS OF VEHICLES). THE
16 WEIGHT OF ANY VEHICLE PERMITTED UNDER THIS SECTION MAY NOT
17 EXCEED 95,000 POUNDS OVERALL GROSS WEIGHT, AND THE WEIGHT ON ANY
18 NONSTEERING AXLE MAY NOT EXCEED 21,000 POUNDS. NO PERMIT MAY BE
19 ISSUED FOR THIS TYPE OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

20 SECTION 9. THE DEFINITION OF "SNOWMOBILE" IN SECTION 7702 OF
21 TITLE 75 IS AMENDED AND THE SECTION IS AMENDED BY ADDING
22 DEFINITIONS TO READ:

23 § 7702. DEFINITIONS.

24 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER
25 SHALL HAVE, UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE, THE
26 MEANINGS GIVEN TO THEM IN THIS SECTION:

27 * * *

28 "SNOWMOBILE." AN ENGINE-DRIVEN VEHICLE WHICH IS ALL OF THE
29 FOLLOWING:

30 (1) IS DESIGNED TO TRAVEL OVER SNOW OR ICE.

- 1 (2) HAS AN ENDLESS BELT TRACK OR TRACKS.
2 (3) IS STEERED BY A SKI OR SKIS.
3 (4) HAS AN OVERALL WIDTH OF 48 INCHES OR LESS.

4 THE TERM DOES NOT INCLUDE A FARM TRACTOR, CONSTRUCTION
5 EQUIPMENT, MILITARY VEHICLE, VEHICLE WITH INFLATABLE TIRES OR
6 MACHINERY USED STRICTLY FOR THE GROOMING OF SNOWMOBILE TRAILS.
7 THE TERM INCLUDES VINTAGE SNOWMOBILES.

8 * * *

9 "VINTAGE SNOWMOBILE." A SNOWMOBILE THAT IS AT LEAST 25 YEARS
10 OLD AND IS NOT OPERATED IN THIS COMMONWEALTH EXCEPT AT VINTAGE
11 SNOWMOBILE EVENTS.

12 "VINTAGE SNOWMOBILE EVENT." A RIDE OR RALLY INTENDED FOR THE
13 PARTICIPATION BY VINTAGE SNOWMOBILES ON A DESIGNATED TRAIL, ON A
14 SPECIFIC DATE AND WITH A SPECIFIED BEGINNING AND END POINT.

15 SECTION 10. SECTION 7706(A)(1) OF TITLE 75 IS AMENDED TO
16 READ:

17 § 7706. RESTRICTED ACCOUNT.

18 (A) DEPOSIT AND USE OF MONEYS.--

19 (1) THE DEPARTMENT SHALL DEPOSIT THE FOLLOWING INTO A
20 RESTRICTED ACCOUNT, WHICH IS HEREBY ESTABLISHED:

21 (I) ALL MONEYS RECEIVED FROM THE REGISTRATION OF AND
22 ISSUANCE OF CERTIFICATES OF TITLE FOR SNOWMOBILES AND
23 ATV'S AND FROM THE ISSUANCE OF VINTAGE SNOWMOBILE
24 PERMITS;

25 (II) ALL REVENUE FROM THE SALE OF ANY PUBLICATIONS
26 OR SERVICES RELATING TO SNOWMOBILES AND ATV'S; AND

27 (III) ALL FINES, PENALTIES, FEES AND COSTS ASSESSED
28 AND COLLECTED AS A RESULT OF ENFORCEMENT ACTIVITIES
29 CONDUCTED BY THE DEPARTMENT'S LAW ENFORCEMENT PERSONNEL
30 UNDER THIS CHAPTER.

1 * * *

2 SECTION 11. THE HEADING OF SUBCHAPTER B OF CHAPTER 77 OF
3 TITLE 75 IS AMENDED TO READ:

4 SUBCHAPTER B
5 CERTIFICATES OF TITLE [AND REGISTRATION], REGISTRATION AND
6 PERMITS

7 SECTION 12. SECTION 7711.1(F) OF TITLE 75 IS AMENDED BY
8 ADDING A PARAGRAPH TO READ:

9 § 7711.1. REGISTRATION OF SNOWMOBILE OR ATV.

10 * * *

11 (F) EXEMPTIONS FROM REGISTRATION.--SUBSECTION (A) DOES NOT
12 APPLY IF:

13 * * *

14 (5) THE SNOWMOBILE IS A VINTAGE SNOWMOBILE AND THE OWNER
15 THEREOF CARRIES A VALID VINTAGE SNOWMOBILE PERMIT.

16 SECTION 13. SECTIONS 7712.1(G), 7715.2(A) AND 7716 OF TITLE
17 75 ARE AMENDED TO READ:

18 § 7712.1. CERTIFICATE OF TITLE FOR SNOWMOBILE OR ATV.

19 * * *

20 (G) REGISTRATION WITHOUT CERTIFICATE OF TITLE PROHIBITED.--
21 EXCEPT AS PROVIDED IN SUBSECTION (B), THE DEPARTMENT SHALL NOT
22 ISSUE A REGISTRATION CERTIFICATE OR LIMITED REGISTRATION
23 CERTIFICATE FOR A SNOWMOBILE OR ATV OR A VINTAGE SNOWMOBILE
24 PERMIT FOR A VINTAGE SNOWMOBILE UNLESS A CERTIFICATE OF TITLE
25 HAS BEEN ISSUED BY THE DEPARTMENT TO THE OWNER OR AN APPLICATION
26 FOR A CERTIFICATE OF TITLE HAS BEEN DELIVERED BY THE OWNER TO
27 THE DEPARTMENT.

28 * * *

29 § 7715.2. FEES.

30 (A) FEES.--EXCEPT AS PROVIDED IN SUBSECTION (B), THE

1 DEPARTMENT SHALL COLLECT THE FOLLOWING FEES:

2 (1) CERTIFICATE OF TITLE, \$22.50.

3 (2) EXPIRATION STICKER, \$20.

4 (2.1) VINTAGE SNOWMOBILE PERMIT, \$10.

5 (3) DEALER REGISTRATION, \$25.

6 (4) REPLACEMENT, DUE TO LOSS OR DAMAGE, OF REGISTRATION
7 CERTIFICATE, LIMITED REGISTRATION CERTIFICATE, REGISTRATION
8 DECAL, REGISTRATION PLATE [OR], EXPIRATION STICKER OR VINTAGE
9 SNOWMOBILE PERMIT, \$5.

10 (5) TRANSFER OF REGISTRATION PURSUANT TO SECTION 7711.1
11 (RELATING TO REGISTRATION OF SNOWMOBILE OR ATV), \$5.

12 (6) RECORDING THE NAME OF A SECURED PARTY ON A
13 CERTIFICATE OF TITLE, \$5.

14 * * *

15 § 7716. RECORDS.

16 THE DEPARTMENT SHALL MAINTAIN A RECORD, WHICH SHALL BE MADE
17 AVAILABLE TO ALL ENFORCEMENT AGENCIES, OF:

18 (1) THE REGISTRATION NUMBER FOR EACH SNOWMOBILE AND ATV
19 FOR WHICH A REGISTRATION CERTIFICATE OR LIMITED REGISTRATION
20 CERTIFICATE IS ISSUED.

21 (2) THE NAME AND ADDRESS OF THE OWNER OF EACH SNOWMOBILE
22 AND ATV FOR WHICH A REGISTRATION CERTIFICATE OR LIMITED
23 REGISTRATION CERTIFICATE IS ISSUED.

24 (3) THE PERMIT NUMBER FOR EACH VINTAGE SNOWMOBILE FOR
25 WHICH A VINTAGE SNOWMOBILE PERMIT IS ISSUED.

26 (4) THE NAME AND ADDRESS OF THE OWNER OF EACH VINTAGE
27 SNOWMOBILE FOR WHICH A VINTAGE SNOWMOBILE PERMIT IS ISSUED.

28 SECTION 14. TITLE 75 IS AMENDED BY ADDING A SECTION TO READ:
29 §7718. VINTAGE SNOWMOBILE PERMITS.

30 (A) ISSUANCE OF PERMITS.--UPON RECEIPT OF AN APPLICATION

1 UPON A FORM PRESCRIBED AND FURNISHED BY THE DEPARTMENT WHICH
2 SHALL CONTAIN INFORMATION REQUIRED BY THE DEPARTMENT AND WHICH
3 SHALL BE ACCOMPANIED BY THE REQUIRED FEE AND ANY OTHER
4 INFORMATION THE DEPARTMENT SHALL REQUIRE, THE DEPARTMENT SHALL
5 ISSUE TO AN OWNER OF A VINTAGE SNOWMOBILE A VINTAGE SNOWMOBILE
6 PERMIT CONTAINING A PERMIT NUMBER.

7 (B) CARRYING AND EXHIBITING PERMIT.--EVERY PERMIT SHALL, AT
8 ALL TIMES WHILE THE VEHICLE IS BEING OPERATED, BE IN THE
9 POSSESSION OF THE PERSON DRIVING OR IN CONTROL OF THE VEHICLE OR
10 CARRIED IN THE VEHICLE AND SHALL BE EXHIBITED ON DEMAND OF A
11 POLICE OFFICER OR AUTHORIZED DEPARTMENT EMPLOYEE.

12 (C) NOT TRANSFERABLE.--A VINTAGE SNOWMOBILE PERMIT IS NOT
13 TRANSFERABLE TO A SUCCESSOR OWNER OR TO ANOTHER VEHICLE. ON
14 TRANSFER OF OWNERSHIP OF A VINTAGE SNOWMOBILE FOR WHICH A
15 VINTAGE SNOWMOBILE PERMIT HAS BEEN ISSUED, THE PERMIT SHALL
16 BECOME INVALID.

17 (D) SUSPENSION OR REVOCATION.--THE DEPARTMENT MAY SUSPEND OR
18 REVOKE A VINTAGE SNOWMOBILE PERMIT UPON CONVICTION OF THE HOLDER
19 OF AN OFFENSE UNDER THIS CHAPTER. A SUSPENDED OR REVOKED VINTAGE
20 SNOWMOBILE PERMIT IS INVALID.

21 Section ~~2~~ 15. This act shall take effect ~~immediately~~. AS
22 FOLLOWS:

23 (1) THE AMENDMENT OF 75 PA.C.S. § 4553(B) SHALL TAKE
24 EFFECT IN 60 DAYS.

25 (2) THE AMENDMENT OF 75 PA.C.S. CHAPTER 77 SHALL TAKE
26 EFFECT IN 30 DAYS.

27 ~~(2)~~ (3) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT
28 IMMEDIATELY.

