

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 896 Session of 2011

INTRODUCED BY ROSS, BARRAR, BOYD, CALTAGIRONE, CRUZ, CUTLER, DeLUCA, DENLINGER, DeWEESE, J. EVANS, FLECK, GABLER, GROVE, HARKINS, HESS, HICKERNELL, HORNAMAN, KAUFFMAN, MILLER, MILNE, MUNDY, MURT, O'NEILL, PETRI, READSHAW, REICHLEY, SCAVELLO, SCHRODER, TALLMAN, J. TAYLOR AND WATSON, MARCH 2, 2011

REFERRED TO COMMITTEE ON TRANSPORTATION, MARCH 2, 2011

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for the offense of careless
3 driving.

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

6 Section 1. Section 3714 of Title 75 of the Pennsylvania
7 Consolidated Statutes, amended October 19, 2010 (P.L.557,
8 No.81), is amended to read:

9 § 3714. Careless driving.

10 (a) General rule.--Any person who drives a vehicle in
11 careless disregard for the safety of persons or property is
12 guilty of careless driving, a summary offense.

13 (b) Unintentional death.--If the person who violates this
14 section unintentionally causes the death of another person as a
15 result of the violation, the person shall, upon conviction, be
16 sentenced to pay a fine of \$500.

17 (c) Serious bodily injury.--If the person who violates this

1 section unintentionally causes the serious bodily injury of
2 another person as a result of the violation, the person shall,
3 upon conviction, be sentenced to pay a fine of \$250.

4 (c.1) Additional penalty for distracted driver.--

5 (1) Any person who violates this section and at the time
6 of the violation is distracted by the use of any electronic,
7 electrical, mechanical, personal grooming device, food,
8 drink, book or printed material shall, in addition to any
9 other penalty imposed, upon conviction, be sentenced to pay a
10 fine of \$50.

11 (2) No person shall be convicted under this subsection
12 unless the person is also convicted under subsection (a) for
13 a violation which occurred at the same time. No costs as
14 described under 42 Pa.C.S. § 1725.1 (relating to costs) shall
15 be imposed for a conviction under this subsection. Conviction
16 under this subsection shall not constitute a moving
17 violation.

18 (d) Definition.--As used in this section, "distracted" means
19 having a person's attention diverted from operating a vehicle by
20 a radio, recording and playback device, telephone device,
21 citizens band radio, television, computer and any other device.

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