

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 241 Session of 2013

INTRODUCED BY PETRI, BROOKS, V. BROWN, CLYMER, D. COSTA, GABLER, GRELL, HARHAI, HESS, M. K. KELLER, KNOWLES, KORTZ, MACKENZIE, MILLARD, MILNE, MOUL, O'NEILL, PICKETT, QUINN, READSHAW, SANTARSIERO, SWANGER, TALLMAN, TOEPEL, GIBBONS, FARRY AND CALTAGIRONE, JANUARY 23, 2013

AS AMENDED ON SECOND CONSIDERATION, IN SENATE, SEPTEMBER 22, 2014

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for the definition of DEFINITIONS <--
3 OF "EMERGENCY VEHICLE" AND "fire department vehicle." <--
4 VEHICLE"; AND FURTHER PROVIDING FOR REQUIREMENT FOR <--
5 COMMERCIAL DRIVER'S LICENSE.

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

8 Section 1. The definition of "fire department vehicle" in <--
9 section 102 of Title 75 of the Pennsylvania Consolidated-
10 Statutes is amended to read:

11 SECTION 1. THE DEFINITIONS OF "EMERGENCY VEHICLE" AND "FIRE <--
12 DEPARTMENT VEHICLE" IN SECTION 102 OF TITLE 75 OF THE
13 PENNSYLVANIA CONSOLIDATED STATUTES ARE AMENDED TO READ:

14 § 102. Definitions.

15 Subject to additional definitions contained in subsequent
16 provisions of this title which are applicable to specific
17 provisions of this title, the following words and phrases when

1 used in this title shall have, unless the context clearly
2 indicates otherwise, the meanings given to them in this section:

3 * * *

4 "EMERGENCY VEHICLE." A STATE OR COUNTY EMERGENCY MANAGEMENT <--
5 VEHICLE, FIRE DEPARTMENT VEHICLE, POLICE VEHICLE, SHERIFF
6 VEHICLE, AMBULANCE, ADVANCED LIFE SUPPORT SQUAD VEHICLE, BASIC
7 LIFE SUPPORT SQUAD VEHICLE, EMERGENCY CANTEEN SUPPORT SERVICE
8 ORGANIZATION VEHICLE, BLOOD DELIVERY VEHICLE, HUMAN ORGAN
9 DELIVERY VEHICLE, HAZARDOUS MATERIAL RESPONSE VEHICLE, ARMED
10 FORCES EMERGENCY VEHICLE, ONE VEHICLE OPERATED BY A CORONER OR
11 CHIEF COUNTY MEDICAL EXAMINER AND ONE VEHICLE OPERATED BY A
12 CHIEF DEPUTY CORONER OR DEPUTY CHIEF COUNTY MEDICAL EXAMINER
13 USED FOR ANSWERING EMERGENCY CALLS, A VEHICLE OWNED BY OR LEASED
14 TO A REGIONAL EMERGENCY MEDICAL SERVICES COUNCIL THAT IS USED AS
15 AUTHORIZED BY THE DEPARTMENT OF HEALTH TO RESPOND TO AN ACTUAL
16 OR POTENTIAL DISASTER, MASS CASUALTY SITUATION OR SUBSTANTIAL
17 THREAT TO PUBLIC HEALTH, A VEHICLE OWNED BY A COUNTY OR REGIONAL
18 POLICE ASSOCIATION AND OPERATED BY A POLICE OFFICER THAT IS USED
19 FOR POLICE TRANSPORT OR VICTIM EXTRACTION, ANY VEHICLE OPERATED
20 BY A SPECIAL AGENT, SPECIAL AGENT SUPERVISOR, NARCOTICS AGENT OR
21 NARCOTICS AGENT SUPERVISOR WHILE PERFORMING OFFICIAL DUTIES AS
22 EMPLOYEES OF THE OFFICE OF ATTORNEY GENERAL, ANY VEHICLE OWNED
23 AND OPERATED BY THE PHILADELPHIA PARKING AUTHORITY ESTABLISHED
24 IN ACCORDANCE WITH 53 PA.C.S. CH. 55 (RELATING TO PARKING
25 AUTHORITIES) AND USED IN THE ENFORCEMENT OF 53 PA.C.S. CH. 57
26 (RELATING TO TAXICABS AND LIMOUSINES IN FIRST CLASS CITIES), OR
27 ANY OTHER VEHICLE DESIGNATED BY THE STATE POLICE UNDER SECTION
28 6106 (RELATING TO DESIGNATION OF EMERGENCY VEHICLES BY
29 PENNSYLVANIA STATE POLICE), OR A PRIVATELY OWNED VEHICLE USED IN
30 ANSWERING AN EMERGENCY CALL WHEN USED BY ANY OF THE FOLLOWING:

- 1 (1) A POLICE CHIEF AND ASSISTANT CHIEF.
2 (2) A FIRE CHIEF, ASSISTANT CHIEF AND, WHEN A FIRE
3 COMPANY HAS THREE OR MORE FIRE VEHICLES, A SECOND OR THIRD
4 ASSISTANT CHIEF.
5 (3) A FIRE POLICE CAPTAIN AND FIRE POLICE LIEUTENANT.
6 (4) AN AMBULANCE CORPS COMMANDER AND ASSISTANT
7 COMMANDER.
8 (5) A RIVER RESCUE COMMANDER AND ASSISTANT COMMANDER.
9 (6) A COUNTY EMERGENCY MANAGEMENT COORDINATOR.
10 (7) A FIRE MARSHAL.
11 (8) A RESCUE SERVICE CHIEF AND ASSISTANT CHIEF.
12 (9) THE CHIEF OR OPERATIONS DIRECTOR OF A COUNTY
13 HAZARDOUS MATERIALS RESPONSE TEAM.

14 * * *

15 "Fire department vehicle." A vehicle:

16 (1) owned or leased by an organized paid or volunteer
17 fire department; or

18 (2) owned or leased by a fire relief association and
19 utilized by an organized paid or volunteer fire department.

20 * * *

21 SECTION 2. SECTION 1606(B)(7) OF TITLE 75 IS AMENDED TO <--

22 READ:

23 § 1606. REQUIREMENT FOR COMMERCIAL DRIVER'S LICENSE.

24 * * *

25 (B) EXEMPTIONS.--THE FOLLOWING PERSONS ARE NOT REQUIRED TO
26 OBTAIN A COMMERCIAL DRIVER'S LICENSE IN ORDER TO DRIVE THE
27 COMMERCIAL MOTOR VEHICLE SPECIFIED:

28 * * *

29 (7) AN EMPLOYEE OF THE STATE EMERGENCY MANAGEMENT AGENCY
30 OR A COUNTY EMERGENCY MANAGEMENT ORGANIZATION WHO IS THE

1 HOLDER OF A CLASS C LICENSE AND WHO HAS A CERTIFICATE OF
2 AUTHORIZATION FROM THE HEAD OF THE STATE EMERGENCY MANAGEMENT
3 AGENCY OR A COUNTY EMERGENCY MANAGEMENT ORGANIZATION WHILE
4 OPERATING ANY EMERGENCY VEHICLE EQUIPPED WITH AUDIBLE AND
5 VISUAL SIGNALS REGISTERED TO THE COMMONWEALTH, STATE
6 EMERGENCY MANAGEMENT AGENCY, COUNTY OR COUNTY EMERGENCY
7 MANAGEMENT ORGANIZATION.

8 * * *

9 Section ~~2~~ 3. This act shall take effect immediately. <--