

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2092 Session of 2014

INTRODUCED BY M. K. KELLER, MAHER, AUMENT, CAUSER, CUTLER, DENLINGER, GABLER, GIBBONS, GROVE, HAHN, HARHAI, C. HARRIS, HICKERNELL, KAUFFMAN, KNOWLES, MILLARD, STERN, TALLMAN, HARHART, SWANGER, GINGRICH, GRELL, SAYLOR, GODSHALL, MURT, WATSON, SCAVELLO, DUNBAR, EVERETT, BROOKS AND SCHLEGEL CULVER, MARCH 19, 2014

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JUNE 23, 2014

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, IN GENERAL PROVISIONS, FURTHER PROVIDING FOR <--
3 DEFINITIONS; AND in commercial drivers, further providing for
4 requirement for commercial driver's license.

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

7 ~~Section 1. Section 1606(b)(5) of Title 75 of the <--
8 Pennsylvania Consolidated Statutes is amended to read:
9 § 1606. Requirement for commercial driver's license.~~

10 \* \* \*

11 ~~(b) Exemptions. The following persons are not required to
12 obtain a commercial driver's license in order to drive the
13 commercial motor vehicle specified:~~

14 \* \* \*

15 ~~(5) A driver with a Class C license operating a farm
16 vehicle, including a farm vehicle operated as part of a~~

~~combination, which [is controlled and operated by a farmer and used exclusively to transport agricultural products, farm machinery or farm supplies to or from a farm. The farm vehicle may not be used in the operations of a common or contract carrier and may be used only within a radius of 150 miles of the farm.] is operated in such a manner as to exempt the driver from the commercial driver's licensing requirements under 49 CFR 390.39 (relating to exemptions for "covered farm vehicles").~~

~~\* \* \*~~

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

SECTION 1. SECTION 102 OF TITLE 75 OF THE PENNSYLVANIA CONSOLIDATED STATUTES IS AMENDED BY ADDING DEFINITIONS TO READ:  
§ 102. DEFINITIONS.

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SUBJECT TO ADDITIONAL DEFINITIONS CONTAINED IN SUBSEQUENT PROVISIONS OF THIS TITLE WHICH ARE APPLICABLE TO SPECIFIC PROVISIONS OF THIS TITLE, THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS TITLE SHALL HAVE, UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE, THE MEANINGS GIVEN TO THEM IN THIS SECTION:

\* \* \*

"AIR-MILE." A NAUTICAL MILE, WHICH IS EQUIVALENT TO 6,076 FEET. FOR PURPOSES OF THIS TITLE, 150 AIR-MILES ARE EQUIVALENT TO 172.6 MILES.

\* \* \*

"COVERED FARM VEHICLE." A MOTOR VEHICLE WITH A STATE-ISSUED DESIGNATION AS A FARM VEHICLE, INCLUDING A MOTOR VEHICLE OPERATED IN COMBINATION, WHICH IS:

(1) OPERATED BY A FARMER OR BY A FAMILY MEMBER OR EMPLOYEE OF THE FARMER;

(2) USED TO TRANSPORT AGRICULTURAL COMMODITIES,

1 LIVESTOCK, FARM MACHINERY OR FARM SUPPLIES TO OR FROM A FARM;

2 (3) NOT USED IN FOR-HIRE MOTOR CARRIER OPERATIONS; AND

3 (4) NOT TRANSPORTING HAZARDOUS MATERIALS THAT REQUIRE A

4 PLACARD.

5 \* \* \*

6 "FOR-HIRE MOTOR CARRIER OPERATIONS." THE TRANSPORTATION OF  
7 GOODS OR PASSENGERS FOR COMPENSATION.

8 \* \* \*

9 SECTION 2. SECTION 1606(B)(5) OF TITLE 75 IS AMENDED AND THE  
10 SUBSECTION IS AMENDED BY ADDING A PARAGRAPH TO READ:

11 § 1606. REQUIREMENT FOR COMMERCIAL DRIVER'S LICENSE.

12 \* \* \*

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

16 \* \* \*

17 (5) A LICENSED DRIVER [WITH A CLASS C LICENSE] OPERATING  
18 A PENNSYLVANIA COVERED FARM VEHICLE [WHICH IS CONTROLLED AND  
19 OPERATED BY A FARMER AND USED EXCLUSIVELY TO TRANSPORT  
20 AGRICULTURAL PRODUCTS, FARM MACHINERY OR FARM SUPPLIES TO OR  
21 FROM A FARM. THE FARM VEHICLE MAY NOT BE USED IN THE  
22 OPERATIONS OF A COMMON OR CONTRACT CARRIER AND MAY BE USED  
23 ONLY WITHIN A RADIUS OF 150 MILES OF THE FARM.] ANYWHERE  
24 WITHIN THIS COMMONWEALTH.

25 (5.1) A LICENSED DRIVER OPERATING A COVERED FARM VEHICLE  
26 FROM ANOTHER STATE WHEN OPERATED WITHIN 150 AIR-MILES OF THE  
27 OUT-OF-STATE FARM.

28 \* \* \*

29 SECTION 3. THIS ACT SHALL TAKE EFFECT IN 60 DAYS.