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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 670 Session of  
2015

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INTRODUCED BY HANNA, THOMAS, McNEILL, D. COSTA AND DeLUCA,  
MARCH 2, 2015

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REFERRED TO COMMITTEE ON TRANSPORTATION, MARCH 2, 2015

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AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, in preliminary provisions, further providing for  
3 definitions; in special vehicles and pedestrians, providing  
4 for operation of kei class light duty trucks; and, in  
5 inspection of vehicles, further providing for operation of  
6 vehicle without official certificate of inspection.

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

9 Section 1. Section 102 of Title 75 of the Pennsylvania  
10 Consolidated Statutes is amended by adding a definition to read:  
11 § 102. Definitions.

12 Subject to additional definitions contained in subsequent  
13 provisions of this title which are applicable to specific  
14 provisions of this title, the following words and phrases when  
15 used in this title shall have, unless the context clearly  
16 indicates otherwise, the meanings given to them in this section:

17 \* \* \*

18 "Kei class light duty truck." A four-wheeled, fuel-powered  
19 vehicle that has a maximum design speed of not more than 45  
20 miles per hour and that is certified by the manufacturer to

1 comply with the Federal Motor Vehicle Safety Standards  
2 established in 49 CFR § 571.500 (relating to Standard No. 500;  
3 Low-speed vehicles).

4 \* \* \*

5 Section 2. Chapter 35 of Title 75 is amended by adding a  
6 subchapter to read:

7 SUBCHAPTER G

8 OPERATION OF KEI CLASS LIGHT DUTY TRUCKS

9 Sec.

10 3598. Scope of subchapter.

11 3598.1. Required equipment.

12 3598.2. Operation on certain highways or roadways.

13 3598.3. Licensing, financial responsibility, titling and  
14 registration.

15 3598.4. Seating limitation.

16 3598.5. Waiver of liability.

17 § 3598. Scope of subchapter.

18 This subchapter applies to the operation of kei class light  
19 duty trucks on certain highways or roadways in this  
20 Commonwealth.

21 § 3598.1. Required equipment.

22 (a) General rule.--A kei class light duty truck operated  
23 upon any highway or roadway in this Commonwealth shall be  
24 maintained in proper condition and comply with the equipment  
25 requirements and standards as set forth in 49 CFR § 571.500  
26 (relating to Standard No. 500; Low-speed vehicles). A kei class  
27 light duty truck operated upon any highway or roadway in this  
28 Commonwealth shall be equipped with the following additional  
29 equipment:

30 (1) Brakes adequate to control the movement of and to

1 stop the vehicle.

2 (2) An odometer.

3 (3) A speedometer.

4 (4) The original manufacturer's vehicle identification  
5 number die stamped upon the body or frame, or both, of the  
6 vehicle or the original manufacturer's vehicle identification  
7 number die stamped upon the engine or motor of the vehicle.

8 (b) Exemption.--A kei class light duty truck shall be exempt  
9 from equipment requirements not enumerated in this subchapter.

10 (c) Slow moving vehicle emblem.--A kei class light duty  
11 truck shall have a slow moving vehicle emblem affixed in a  
12 conspicuous place on the rear of the vehicle consistent with the  
13 provisions of section 4529 (relating to slow moving vehicle  
14 emblem).

15 (d) Penalties.--Any person who operates a kei class light  
16 duty truck without the equipment prescribed in this section  
17 shall be subject to the penalties under section 6502 (relating  
18 to summary offenses).

19 § 3598.2. Operation on certain highways or roadways.

20 (a) Operation on State highways.--

21 (1) Except as otherwise provided under paragraphs (2)  
22 and (3), a kei class light duty truck may not be operated  
23 upon any highway or roadway under the jurisdiction of the  
24 department with a posted speed in excess of 45 miles per  
25 hour.

26 (2) The secretary may, by order, permit the use of a kei  
27 class light duty truck upon any highway or roadway under the  
28 jurisdiction of the department where the posted speed limit  
29 is greater than 25 miles per hour but not greater than 45  
30 miles per hour.

1       (3) The secretary may, by order, prohibit the use of a  
2 kei class light duty truck on any street under the  
3 jurisdiction of the department where the secretary determines  
4 that the operation of a kei class light duty truck would  
5 constitute a hazard.

6       (4) Any order issued by the secretary under paragraph  
7 (2) or (3) shall be published in the Pennsylvania Bulletin.

8       (b) Operation on local roadways.--

9       (1) A kei class light duty truck may not be operated  
10 upon any highway or roadway under the jurisdiction of a local  
11 authority with a posted speed limit in excess of 55 miles per  
12 hour.

13       (2) Local authorities may, by ordinance or resolution in  
14 the case of any roadway under their jurisdiction, permit the  
15 use of a kei class light duty truck where the posted speed  
16 limit is greater than 25 miles per hour but not greater than  
17 55 miles per hour.

18       (3) A local authority may, by ordinance or resolution,  
19 as appropriate, prohibit the use of a kei class light duty  
20 truck on any roadway where the local authority determines  
21 that the operation of a kei class light duty truck would  
22 constitute a hazard.

23       (c) Intersection with State highways.--

24       (1) A kei class light duty truck may enter an  
25 intersection and cross any highway or roadway under the  
26 jurisdiction of the department where the posted speed limit  
27 is 45 miles per hour or less, provided that, if the highway  
28 or roadway is more than two lanes or is divided, such  
29 crossing shall only occur at a signalized intersection or at  
30 a nonsignalized intersection as the secretary determines is

1 appropriate for such crossings either on the secretary's own  
2 motion or at the request of a local authority.

3 (2) A kei class light duty truck may enter an  
4 intersection and cross any highway or roadway under the  
5 jurisdiction of the department where the posted speed limit  
6 is in excess of 35 miles per hour only at a signalized  
7 intersection or at such nonsignalized intersection as the  
8 secretary determines is appropriate for such crossing either  
9 upon the secretary's own motion or at the request of a local  
10 authority.

11 (d) Intersection with local roadways.--

12 (1) A kei class light duty truck may enter an  
13 intersection and cross any highway or roadway under the  
14 jurisdiction of a local authority where the posted speed  
15 limit is 35 miles per hour or less, provided that, if the  
16 highway or roadway is more than two lanes or is divided, such  
17 crossing shall only occur at signalized intersections or at  
18 such nonsignalized intersections as the local authority by  
19 ordinance or resolution, as appropriate, determines are  
20 appropriate for such crossing.

21 (2) A kei class light duty truck may enter an  
22 intersection and cross any highway or roadway under the  
23 jurisdiction of a local authority where the posted speed  
24 limit is 35 miles per hour only at a signalized intersection  
25 or at such nonsignalized intersection as the local authority  
26 by ordinance or resolution, as appropriate, determines to be  
27 appropriate for such crossing.

28 (e) Violation.--Any person operating a kei class light duty  
29 truck upon a highway or roadway or crossing a highway or roadway  
30 in violation of this section shall be subject to the penalties

1 under section 6502 (relating to summary offenses).

2 § 3598.3. Licensing, financial responsibility, titling and  
3 registration.

4 (a) General rule.--A kei class light duty truck shall be  
5 considered a passenger car for the purposes of Part II (relating  
6 to title, registration and licensing) and section 4581 (relating  
7 to restraint systems).

8 (b) License and financial responsibility.--An operator of a  
9 kei class light duty truck must have a valid driver's license  
10 and maintain financial responsibility as required by Chs. 15  
11 (relating to licensing of drivers) and 17 (relating to financial  
12 responsibility).

13 (c) Certificate of title and registration.--A kei class  
14 light duty truck shall be properly titled and registered with  
15 the department as required by Chs. 11 (relating to certificate  
16 of title and security interests) and 13 (relating to  
17 registration of vehicles). The department shall issue a  
18 certificate of title upon submission of proof of an original  
19 export certificate.

20 (d) Possession of information.--The driver's license, the  
21 registration certificate of a motor vehicle and an insurance  
22 identification card shall be in the possession of the driver or  
23 operator at all times when the driver or operator is in charge  
24 of a kei class light duty truck on the highways or roadways of  
25 this Commonwealth.

26 § 3598.4. Seating limitation.

27 A kei class light duty truck may not be operated at a time in  
28 which the number of passengers exceeds the number of available  
29 safety belts in the vehicle.

30 § 3598.5. Waiver of liability.

1 (a) General rule.--A purchaser of a new or used kei class  
2 light duty truck in this Commonwealth shall execute a waiver and  
3 certify that the kei class light duty truck was purchased with  
4 full knowledge of the potentially hazardous characteristics of  
5 such vehicles as detailed by the manufacturer or the  
6 manufacturer's agent or dealer.

7 (b) Manufacturer responsibility.--The waiver shall be  
8 prepared by the manufacturer, agent or dealer and kept in the  
9 possession of the manufacturer or the manufacturer's agent or  
10 dealer of kei class light duty trucks. An executed copy shall be  
11 provided to the purchaser.

12 (c) Signing by purchaser.--The signing of the waiver by the  
13 purchaser shall serve to eliminate any liability of the  
14 manufacturer and the manufacturer's agent or dealer of kei class  
15 light duty trucks.

16 Section 3. Section 4703(b) of Title 75 is amended by adding  
17 a paragraph to read:

18 § 4703. Operation of vehicle without official certificate of  
19 inspection.

20 \* \* \*

21 (b) Exceptions.--Subsection (a) does not apply to:

22 \* \* \*

23 (15) A kei class light duty truck.

24 \* \* \*

25 Section 4. This act shall take effect in 180 days.