
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1797 Session of
2015

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MOUL, SAINATO, SANKEY, SAYLOR, SCHEMEL, SNYDER, SONNEY,
THOMAS, WARD, WATSON AND WENTLING, JANUARY 21, 2016

REFERRED TO COMMITTEE ON TRANSPORTATION, JANUARY 21, 2016

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in general provisions, further providing for
3 definitions; in licensing of drivers, further providing for
4 classes of licenses and for examination of applicant for
5 driver's license; in special vehicles and pedestrians,
6 providing for certain passengers prohibited in autocycles;
7 and, in accidents and accident reports, further providing for
8 accident report forms and for department to compile, tabulate
9 and analyze accident reports.

10 The General Assembly of the Commonwealth of Pennsylvania
11 hereby enacts as follows:

12 Section 1. The definition of "motorcycle" in section 102 of
13 Title 75 of the Pennsylvania Consolidated Statutes is amended
14 and the section is amended by adding a definition to read:

15 § 102. Definitions.

16 Subject to additional definitions contained in subsequent
17 provisions of this title which are applicable to specific
18 provisions of this title, the following words and phrases when
19 used in this title shall have, unless the context clearly

1 indicates otherwise, the meanings given to them in this section:

2 * * *

3 "Autocycle." A three-wheeled motorcycle that has a steering
4 wheel and seating that does not require the operator to straddle
5 or sit astride.

6 * * *

7 "Motorcycle." A motor vehicle having a seat or saddle for
8 the use of the rider and:

9 (1) designed to travel on not more than three wheels in
10 contact with the ground; or

11 (2) designed to travel on two wheels in contact with the
12 ground which is modified by the addition of two stabilizing
13 wheels on the rear of the motor vehicle.

14 The term includes an autocycle.

15 * * *

16 Section 2. Section 1504(c) and (d) of Title 75 are amended
17 to read:

18 § 1504. Classes of licenses.

19 * * *

20 (c) Qualifications of applicants.--

21 (1) The department shall establish by regulation the
22 qualifications necessary for the safe operation of the
23 various types, sizes or combinations of vehicles and the
24 manner of examining applicants to determine their
25 qualifications for the type or general class of license
26 applied for.

27 (2) The qualifications for the safe operation of an
28 autocycle shall be the same as for any single vehicle with a
29 gross vehicle weight rating of not more than 26,000 pounds or
30 any combination of vehicles that does not meet the definition

1 of either Class A or Class B of this section.

2 (d) Number and description of classes.--Licenses issued by
3 the department shall be classified in the following manner:

4 (1) Class A.--A Class A license shall be issued to those
5 persons 18 years of age or older who have demonstrated their
6 qualifications to operate any combination of vehicles with a
7 gross vehicle weight rating of 26,001 pounds or more,
8 provided the gross vehicle weight rating of the vehicle or
9 vehicles being towed is in excess of 10,000 pounds.

10 (i) The holder of a Class A license shall be deemed
11 qualified to operate those vehicles for which a Class B
12 or Class C license is issued.

13 (ii) Where required under this title, appropriate
14 endorsements must be obtained.

15 (2) Class B.--A Class B license shall be issued to those
16 persons 18 years of age or older who have demonstrated their
17 qualifications to operate any single vehicle with a gross
18 vehicle weight rating of 26,001 pounds or more or any such
19 vehicle towing a vehicle having a gross vehicle weight rating
20 of not more than 10,000 pounds.

21 (i) The holder of a Class B license shall be deemed
22 qualified to operate those vehicles for which a Class C
23 license is issued.

24 (ii) Where required under this title, appropriate
25 endorsements must be obtained.

26 (3) Class C.--A Class C license shall be issued to those
27 persons 18 years of age or older, except as provided in
28 section 1503 (relating to persons ineligible for licensing;
29 license issuance to minors; junior driver's license), who
30 have demonstrated their qualifications to operate any single

1 vehicle, except those vehicles requiring a Class M
2 qualification, with a gross vehicle weight rating of not more
3 than 26,000 pounds or any combination of vehicles, except
4 combination vehicles involving motorcycles, that does not
5 meet the definition of either Class A or Class B of this
6 section.

7 (i) Where required under this title, appropriate
8 endorsements must be obtained.

9 (ii) Any firefighter who is the holder of a Class C
10 license and who has a certificate of authorization from
11 his fire chief shall be authorized to operate any fire or
12 emergency vehicle registered to the fire department or
13 municipality, regardless of the other requirements of
14 this section as to the class of license required. No fire
15 chief, fire department, including any volunteer fire
16 company, or municipality shall be liable for any civil
17 damages as a result of the issuance of a certificate
18 authorized under this paragraph unless such act
19 constituted a crime, actual fraud, actual malice or
20 willful misconduct.

21 (iii) Any member of a rescue or emergency squad who
22 is the holder of a Class C license and who has a
23 certificate of authorization from the head of the rescue
24 or emergency squad shall be authorized to operate any
25 rescue or emergency vehicle equipped with audible and
26 visual signals registered to the rescue or emergency
27 squad or municipality, regardless of the other
28 requirements of this section as to the class of license
29 required. No head of a rescue or emergency squad, the
30 rescue or emergency squad or municipality shall be liable

1 for any civil damages as a result of the issuance of a
2 certificate of authorization under this paragraph unless
3 such issuance constituted a crime, actual fraud, actual
4 malice or willful misconduct.

5 (iv) The holder of a Class C license shall also be
6 authorized to drive a motor-driven cycle with an
7 automatic transmission and cylinder capacity not
8 exceeding 50 cubic centimeters [or], a three-wheeled
9 motorcycle equipped with an enclosed cab or an autocycle,
10 but not a motorcycle unless the license is endorsed, as
11 provided in this title.

12 (4) Class M.--

13 (i) A Class M license shall be issued to those
14 persons who have demonstrated their qualifications to
15 operate a motorcycle. A Class M license accompanied by an
16 endorsement shall be issued to those persons who have
17 demonstrated their qualifications to operate a motor-
18 driven cycle. If a person is qualified to operate only a
19 motorcycle or motor-driven cycle, he shall be issued only
20 a Class M license or a Class M license with an
21 endorsement, as applicable.

22 (ii) This paragraph shall not apply to an autocycle.

23 * * *

24 Section 3. Section 1508 of Title 75 is amended by adding a
25 subsection to read:

26 § 1508. Examination of applicant for driver's license.

27 * * *

28 (g) Autocycles not to be used.--No applicant for a driver's
29 license may use an autocycle for the actual demonstration of
30 ability to exercise ordinary and reasonable control in the

1 operation of a motor vehicle of the type or class of vehicles
2 for which the applicant desires a license to drive.

3 Section 4. Title 75 is amended by adding a section to read:
4 § 3527. Certain passengers prohibited in autocycles.

5 No person who is operating an autocycle may permit a child
6 who is under eight years of age to be a passenger in the
7 autocycle if the child would be required to be secured in a
8 passenger car as provided in section 4581 (relating to restraint
9 systems).

10 Section 5. Sections 3752(a) and 3753(b) of Title 75 are
11 amended by adding a paragraph to read:

12 § 3752. Accident report forms.

13 (a) Form and content.--The department shall prepare and upon
14 request supply to all law enforcement agencies and other
15 appropriate agencies or individuals, forms for written accident
16 reports as required in this subchapter suitable with respect to
17 the persons required to make the reports and the purposes to be
18 served. The written report forms shall call for sufficiently
19 detailed information to disclose with reference to a vehicle
20 accident the cause, conditions then existing and the persons and
21 vehicles involved, including separate information or data on
22 autocycles. Reports for use by the drivers and owners shall also
23 provide for information relating to financial responsibility.

24 * * *

25 § 3753. Department to compile, tabulate and analyze accident
26 reports.

27 * * *

28 (b) Central accident analysis system.--The department shall
29 provide accident data for analysis in selecting crash prevention
30 programs and in evaluating the effectiveness of those programs

1 implemented. The system shall provide an annual report to the
2 General Assembly assessing traffic safety in Pennsylvania,
3 including, but not limited to, an analysis of accident
4 characteristics and mitigation strategies to reduce the
5 potential for future accidents. In addition, the system shall be
6 capable of providing:

7 * * *

8 (7) When information or data relating to autocycles
9 appears or is used in the system, the information and data
10 shall be separated from information or data relating to other
11 types of motorcycles.

12 * * *

13 Section 6. This act shall take effect as follows:

14 (1) This section shall take effect immediately.

15 (2) The amendment or addition of 75 Pa.C.S. §§ 3752(a)
16 and 3753(b) (7) shall take effect January 1, 2018.

17 (3) The remainder of this act shall take effect in 60
18 days.