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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 535 Session of  
2015

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INTRODUCED BY VULAKOVICH, ALLOWAY, AUMENT, BAKER, BLAKE,  
BREWSTER, BROWNE, COSTA, EICHELBERGER, FONTANA, HAYWOOD,  
MENSCH, PILEGGI, SCAVELLO, SCHWANK, SMITH, SMUCKER, STEFANO,  
TEPLITZ, WHITE AND YUDICHAK, FEBRUARY 20, 2015

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REFERRED TO TRANSPORTATION, FEBRUARY 20, 2015

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AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, in rules of the road in general, further providing  
3 for speed timing devices.

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

6 Section 1. Section 3368(c) of Title 75 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 3368. Speed timing devices.

9 \* \* \*

10 (c) Mechanical, electrical and electronic devices  
11 authorized.--

12 (1) Except as otherwise provided in this section, the  
13 rate of speed of any vehicle may be timed on any highway by a  
14 police officer using a mechanical or electrical speed timing  
15 device.

16 (2) Except as otherwise provided in paragraph (3),  
17 electronic devices such as radio-microwave devices (commonly

1 referred to as electronic speed meters or radar) may be used  
2 [only by members of the Pennsylvania State Police] by any  
3 police officer.

4 (3) Electronic devices which calculate speed by  
5 measuring elapsed time between measured road surface points  
6 by using two sensors and devices which measure and calculate  
7 the average speed of a vehicle between any two points may be  
8 used by any police officer.

9 (4) No person may be convicted upon evidence obtained  
10 through the use of devices authorized by paragraphs (2) and  
11 (3) unless the speed recorded is six or more miles per hour  
12 in excess of the legal speed limit. Furthermore, no person  
13 may be convicted upon evidence obtained through the use of  
14 devices authorized by paragraph (3) in an area where the  
15 legal speed limit is less than 55 miles per hour if the speed  
16 recorded is less than ten miles per hour in excess of the  
17 legal speed limit. This paragraph shall not apply to evidence  
18 obtained through the use of devices authorized by paragraph  
19 (2) or (3) within a school zone or an active work zone.

20 \* \* \*

21 Section 2. This act shall take effect in 120 days.