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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 451 Session of  
2019

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INTRODUCED BY CRUZ, YOUNGBLOOD AND MURT, FEBRUARY 11, 2019

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REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 11, 2019

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AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, in other offenses, providing for the  
3 offense of wireless communications device use while  
4 dispensing liquid fuels.

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

7 Section 1. Title 18 of the Pennsylvania Consolidated  
8 Statutes is amended by adding a section to read:

9 § 7518. Wireless communications device use while dispensing  
10 liquid fuels.

11 (a) Offense defined.--A person commits a summary offense if  
12 the person uses a wireless communications device while  
13 dispensing liquid fuels at a dealer.

14 (b) Public notice.--A dealer shall post signs informing  
15 customers of the provisions of this section in a manner  
16 prescribed by regulation of the State Fire Commissioner.

17 (c) Duties of State Fire Commissioner.--The State Fire  
18 Commissioner shall:

19 (1) Develop a uniform sign to notify persons who

1 purchase retail liquid fuels from dealers of the provisions  
2 of this section.

3 (2) Promulgate regulations that prescribe the manner in  
4 which the sign shall be posted by dealers under subsection  
5 (b) and that establish a civil penalty for violation of  
6 subsection (b).

7 (3) Enforce the provisions of subsection (b).

8 (d) Definitions.--The following words and phrases when used  
9 in this section shall have the meanings given to them in this  
10 subsection unless the context clearly indicates otherwise:

11 "Dealer." The term shall have the same meaning given to it  
12 under 75 Pa.C.S. § 9002 (relating to definitions).

13 "Liquid fuels." The term shall have the same meaning given  
14 to it under 75 Pa.C.S. § 9002.

15 "Wireless communications device." A wireless electronic  
16 communications device that provides for voice or data  
17 communication between two or more parties, including, but not  
18 limited to, a mobile or cellular telephone, a text-messaging  
19 device or a personal digital assistant that sends or receives  
20 messages.

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