

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1281 Session of 2020

INTRODUCED BY MASTRIANO, K. WARD, ARGALL, ARNOLD, BROOKS, DISANTO, HUTCHINSON, MARTIN, MENSCH, PHILLIPS-HILL, YUDICHAK, J. WARD AND BARTOLOTTA, AUGUST 31, 2020

SENATOR K. WARD, TRANSPORTATION, AS AMENDED, SEPTEMBER 9, 2020

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in licensing of drivers, further providing for
3 schedule of convictions and points; and, in rules of the road
4 in general, further providing for duty of driver in emergency
5 response areas.

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

8 Section 1. Sections 1535(a) and 3327(a), (b) and (e.1) of
9 Title 75 of the Pennsylvania Consolidated Statutes are amended
10 to read:

11 § 1535. Schedule of convictions and points.

12 (a) General rule.--A point system for driver education and
13 control is hereby established which is related to other
14 provisions for use, suspension and revocation of the operating
15 privilege as specified under this title. Every driver licensed
16 in this Commonwealth who is convicted of any of the following
17 offenses shall be assessed points as of the date of violation in
18 accordance with the following schedule:

19 Section Number Offense Points

1	1512	Violation of restriction on	
2		driver's license.	2
3	1571	Violation concerning license.	3
4	3102	Failure to obey policeman or	
5		authorized person.	2
6	3111.1	Obedience to traffic-control	
7		devices warning of hazardous	
8		conditions.	2
9	3112(a)(3)(i)	Failure to stop for a red	
10	or (ii)	light.	3
11	3114(a)(1)	Failure to stop for a flashing	
12		red light.	3
13	3302	Failure to yield half of	
14		roadway to oncoming vehicle.	3
15	3303	Improper passing.	3
16	3304	Other improper passing.	3
17	3305	Other improper passing.	3
18	3306(a)(1)	Other improper passing.	4
19	3306(a)(2)	Other improper passing.	3
20	3306(a)(3)	Other improper passing.	3
21	3307	Other improper passing.	3
22	3310	Following too closely.	3
23	3321	Failure to yield to driver on	
24		the right at intersection.	3
25	3322	Failure to yield to oncoming	
26		driver when making left turn.	3
27	3323(b)	Failure to stop for stop sign.	3
28	3323(c)	Failure to yield at yield	
29		sign.	3
30	3324	Failure to yield when entering	

1		or crossing roadway between	
2		intersections.	3
3	<u>3327(a)</u>	<u>Failure to move over in</u>	
4		<u>emergency response area.</u>	<u>2</u>
5	3332	Improper turning around.	3
6	3341(a)	Failure to obey signal	
7		indicating approach of train.	2
8	3341(b)	Failure to comply with	
9		crossing gate or barrier.	4
10		(and 30 days' suspension)	
11	3342(b) or (e)	Failure to stop at railroad	
12		crossings.	4
13	3344	Failure to stop when entering	
14		from alley, driveway or	
15		building.	3
16	3345(a)	Failure to stop for school bus	
17		with flashing red lights.	5
18		(and 60 days' suspension)	
19	3361	Driving too fast for	
20		conditions.	2
21	3362	Exceeding maximum speed.--Over	
22		Limit:	
23		6-10	2
24		11-15	3
25		16-25	4
26		26-30	5
27		31-over	5
28		(and departmental hearing	
29		and sanctions provided	
30		under section 1538(d))	

1	3365 (b)	Exceeding special speed limit	
2		in school zone.	3
3		(and 60 days' suspension	
4		for a second or subsequent	
5		offense)	
6	3365 (c)	Exceeding special speed limit	
7		for trucks on downgrades.	3
8	3542 (a)	Failure to yield to pedestrian	
9		in crosswalk.	2
10	3547	Failure to yield to pedestrian	
11		on sidewalk.	3
12	3549 (a)	Failure to yield to blind	
13		pedestrian.	3
14	3702	Improper backing.	3
15	3714 (a)	Careless driving.	3
16	3745	Leaving scene of accident	
17		involving property damage	
18		only.	4

19 \* \* \*

20 § 3327. Duty of driver in emergency response areas.

21 (a) General rule.--When approaching or passing an emergency  
 22 response area, a person, unless otherwise directed by an  
 23 emergency service responder, shall:

24 (1) pass in a lane not adjacent to that of the emergency  
 25 response area, if possible; or

26 (2) if passing in a nonadjacent lane is impossible,  
 27 illegal or unsafe, pass the emergency response area at a  
 28 [careful and prudent reduced] speed ~~at least~~ TO NO MORE THAN <--  
 29 20 miles per hour less than the posted speed limit and  
 30 reasonable for safely passing the emergency response area.

1 (b) Penalty.--Any person violating subsection (a) commits a  
2 summary offense and shall, upon conviction, pay:

3 (1) For a first offense, a fine of [not more than \$250]  
4 \$500.

5 (2) For a second offense, a fine of [not more than \$500]  
6 \$1,000.

7 (3) For a third or subsequent offense, a fine of [not  
8 more than \$1,000] \$2,000.

9 \* \* \*

10 (e.1) Public awareness.--The department shall educate the  
11 public of the provisions of this section [as it deems  
12 appropriate] periodically throughout the year and maintain  
13 information on the department's publicly accessible Internet  
14 website. The department shall refer to the education effort as  
15 the "Move Over" campaign.

16 \* \* \*

17 Section 2. This act may be referred to as the Move Over Law.

18 Section 3. This act shall take effect in 60 days.