
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1410 Session of
2021

INTRODUCED BY FEE, SMITH, BROOKS, PICKETT, DIAMOND, WHEELAND,
JAMES, RYAN, HICKERNELL, ZIMMERMAN, MENTZER, JONES,
B. MILLER, MILLARD, KEEFER, HERRIN, GILLEN, SCHLOSSBERG,
A. DAVIS AND MULLINS, MAY 14, 2021

SENATOR LANGERHOLC, TRANSPORTATION, IN SENATE, AS AMENDED,
JANUARY 19, 2022

AN ACT

1 Establishing the Weigh Station Preclearance Program; and
2 providing for criteria for preclearance system and devices
3 and for data access.

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

6 Section 1. Short title.

7 This act shall be known and may be cited as the Weigh Station
8 Preclearance Program Act.

9 Section 2. Definitions.

10 The following words and phrases when used in this act shall
11 have the meanings given to them in this section unless the
12 context clearly indicates otherwise:

13 "Preclearance system provider." A provider of the
14 preclearance system under section 4(a).

15 "Program." The Weigh Station Preclearance Program
16 established under section 3(a).

1 "Weigh station." A roadside station where commercial
2 vehicles are required to stop for weight and safety inspections
3 by the Pennsylvania State Police.

4 Section 3. Establishment and operation of program.

5 ~~(a) Establishment.--The~~ <--

6 (A) ESTABLISHMENT.--THE FOLLOWING SHALL APPLY: <--

7 (1) THE Pennsylvania State Police shall establish the
8 Weigh Station Preclearance Program in accordance with the
9 commercial vehicle information systems and networks
10 electronic screening truck inspection and weigh station
11 preclearance standards authorized by the Federal Motor
12 Carrier Safety Administration.

13 (2) ANY PROPOSED INFRASTRUCTURE TO BE INSTALLED WITHIN <--
14 THE RIGHT-OF-WAY OF A STATE HIGHWAY MUST BE DESIGNED AND
15 CONSTRUCTED IN ACCORDANCE WITH STANDARDS FROM THE DEPARTMENT
16 OF TRANSPORTATION AND THE PENNSYLVANIA TURNPIKE COMMISSION,
17 AS APPLICABLE, AND REVIEWED BY THE DEPARTMENT OF
18 TRANSPORTATION AND THE PENNSYLVANIA TURNPIKE COMMISSION, AS
19 APPLICABLE, FOR APPROVAL PRIOR TO CONSTRUCTION. ALL COSTS
20 ASSOCIATED WITH THE DESIGN, INSPECTION, INSTALLATION,
21 MAINTENANCE AND OPERATION OF THE PRECLEARANCE SYSTEM SHALL BE
22 THE RESPONSIBILITY OF THE PRECLEARANCE SYSTEM PROVIDER.

23 (b) Operation.--The Pennsylvania State Police shall operate
24 the program at each location where commercial vehicle
25 enforcement is conducted. A preclearance system provider's
26 devices and platform shall be used uniformly at each location
27 where the program is operated in accordance with section 4.

28 (c) Standards.--The Pennsylvania State Police shall
29 establish standards for the program in order to meet the needs
30 of this Commonwealth and conform with weigh station

1 preclearance programs in other states, including standards
2 regarding safety history credential status.

3 Section 4. Criteria for preclearance system and devices.

4 (a) Preclearance system.--The program shall be administered
5 by a preclearance system. The preclearance system shall meet all
6 of the following criteria:

7 (1) The preclearance system shall be ~~GPS-based~~ GPS-BASED <--
8 OR INFRASTRUCTURE-BASED and be able to be used at both fixed
9 enforcement facilities and mobile or remote locations.

10 (2) The preclearance system shall be broadly deployed
11 across the United States for interstate operability purposes
12 on the effective date of this ~~section and be accessible by a~~ <--
13 ~~wide range of in cab commercial radio services network~~
14 ~~devices.~~

15 ~~(b) Additional equipment. Installation of additional~~
16 ~~equipment within or adjacent to a roadway shall not be required~~
17 ~~for the purpose of communication with devices operating within~~
18 ~~the preclearance system under subsection (a).~~

19 ~~(c) SECTION.~~ <--

20 (B) Software and hardware.--Computer software and hardware,
21 INCLUDING ANY INFRASTRUCTURE-BASED DEVICES OR TECHNOLOGIES, that <--
22 is necessary for the use of the preclearance system under
23 subsection (a) shall be made available at no cost to the
24 Pennsylvania State Police. The preclearance system provider
25 shall be responsible for all costs of operating and maintaining
26 the computer software and hardware. The computer software and
27 hardware shall meet all of the following criteria:

28 (1) The computer software and hardware shall meet the
29 requirements of the Federal Motor Carrier Safety
30 Administration for core compliance with the commercial

1 vehicle information systems and networks electronic screening
2 truck inspection and weigh station preclearance standards.

3 (2) In-vehicle equipment shall be operated in compliance
4 with applicable State law and regulations relating to hands
5 free devices and distracted driving.

6 (3) Preclearance messaging shall be transmitted and
7 received by the driver through electronic messaging within
8 the cab of the commercial vehicle.

9 Section 5. Data access.

10 The Pennsylvania State Police, THE DEPARTMENT OF <--
11 TRANSPORTATION AND THE PENNSYLVANIA TURNPIKE COMMISSION, AS
12 APPLICABLE, shall have unrestricted access to roadside event
13 data provided by the preclearance system under section 4(a) as
14 part of the program, including real-time event data and real-
15 time sensor data.

16 Section 6. Regulations.

17 The Pennsylvania State Police may establish policies,
18 standards, rules and regulations as necessary to implement the
19 provisions of this act, including authorized devices that meet
20 the requirements under section ~~4(e)~~ 4(B) for use in the program. <--

21 Section 7. Consultation.

22 The Pennsylvania State Police may consult with the Department
23 of Transportation as necessary for the implementation of this
24 act.

25 Section 8. Effective date.

26 This act shall take effect in 180 days.