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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2011 Session of  
2021

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INTRODUCED BY SILVIS, COOK, N. NELSON, RADER AND SMITH,  
OCTOBER 26, 2021

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REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, OCTOBER 26, 2021

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AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, in penalties and disposition of fines, providing  
3 for booting fee and establishing the Municipal Police  
4 Technology Fund.

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

7 Section 1. Title 75 of the Pennsylvania Consolidated  
8 Statutes is amended by adding a section to read:

9 § 6508. Booting fee.

10 (a) Requirement.--A municipality that adopts a booting  
11 ordinance shall, in addition to a fine or fee assessed under the  
12 booting ordinance, assess on a registered vehicle owner whose  
13 motor vehicle is immobilized under the booting ordinance an  
14 additional fee of \$25 to be paid prior to the removal of the  
15 device or mechanism immobilizing the motor vehicle.

16 (b) Deposit.--The municipality shall collect the fee  
17 required under subsection (a) and remit the fee to the State  
18 Treasury for deposit in the fund established in subsection (c).

19 (c) Municipal Police Technology Fund.--The Municipal Police

1 Technology Fund is established within the State Treasury. Money  
2 in the fund is appropriated on a continuing basis to the  
3 commission for the purpose of issuing technology grants to  
4 eligible police departments. The commission shall develop a  
5 uniform application process and regulations to administer the  
6 grant program.

7 (d) Suspension of funds.--

8 (1) If a court of competent jurisdiction determines and  
9 notifies the department that a municipality has failed to  
10 comply with the requirements of subsection (a) or (b),  
11 commencing 40 days following entry of a final order, unless  
12 an appeal has been timely filed with a court of record, the  
13 following sanctions apply until the municipality complies  
14 with subsections (a) and (b):

15 (i) Suspension of unobligated capital expenditures  
16 for bridges and highways in the municipality.

17 (ii) Suspension of allocation to the municipality  
18 under the act of June 1, 1956 (1955 P.L.1944, No.655),  
19 referred to as the Liquid Fuels Tax Municipal Allocation  
20 Law.

21 (iii) Suspension of allocation and apportionment to  
22 the municipality under section 9010(c) (relating to  
23 disposition and use of tax).

24 (iv) Suspension of expenditures from the special  
25 fund into which allocations under the Liquid Fuels Tax  
26 Municipal Allocation Law are deposited for work in the  
27 municipality, unless a contract for the work that is the  
28 subject of the expenditure has been fully executed or the  
29 moneys have been otherwise obligated.

30 (2) Upon notification that a municipality is compliant

1 with subsections (a) and (b), the department shall  
2 immediately end all sanctions against the municipality and  
3 return all suspended funds to the municipality.

4 (e) Definitions.--As used in this section, the following  
5 words and phrases shall have the meanings given to them in this  
6 subsection:

7 "Booting ordinance." A municipal ordinance that enforces the  
8 payment of unpaid fines from parking or traffic violations  
9 through the act of immobilizing a motor vehicle by use of a  
10 device or mechanism that causes no harm or damage to the motor  
11 vehicle.

12 "Commission." The Pennsylvania Commission on Crime and  
13 Delinquency.

14 "Eligible police department." A municipal or regional police  
15 department that:

16 (1) is authorized by one or more townships, boroughs or  
17 incorporated towns;

18 (2) provides patrol and investigative services; and

19 (3) reports its activities monthly to the Pennsylvania  
20 State Police in accordance with the Uniform Crime Reporting  
21 System.

22 "Technology grant." An award of money by the commission to  
23 an eligible police department to be used for the purchase of any  
24 of the following:

25 (1) Telecommunication devices and technologies.

26 (2) Body cameras.

27 (3) Associated hardware, software and devices necessary  
28 for the operation of the equipment contained in paragraphs  
29 (1) and (2).

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