
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2139 Session of
2021

INTRODUCED BY WARNER, SCHLEGEL CULVER, KAUFFMAN, RYAN, THOMAS,
COX, ROTHMAN, LONGIETTI, STAMBAUGH, MIZGORSKI, BERNSTINE,
BURGOS, ORTITAY AND MOUL, DECEMBER 7, 2021

REFERRED TO COMMITTEE ON TRANSPORTATION, DECEMBER 7, 2021

AN ACT

1 Amending Title 74 (Transportation) of the Pennsylvania
2 Consolidated Statutes, in turnpike, further providing for
3 electronic toll collection.

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

6 Section 1. Section 8117 of Title 74 of the Pennsylvania
7 Consolidated Statutes is amended by adding a subsection to read:
8 § 8117. Electronic toll collection.

9 * * *

10 (d.1) Notice for malfunctioning electronic toll collection
11 devices.--

12 (1) If the commission is unable to collect a toll from a
13 toll collection account holder due to a malfunctioning or
14 unreadable electronic toll collection device, the commission
15 shall send a notice, in a manner as required by paragraph
16 (2), to the account holder of the malfunctioning or
17 unreadable electronic toll collection device. The notice
18 shall contain all of the following:

1 (i) The date on which the toll was unable to be
2 collected due to the malfunctioning or unreadable
3 electronic toll collection device.

4 (ii) Solutions to address common causes of a
5 malfunctioning or unreadable electronic toll collection
6 device and instructions to replace an electronic toll
7 collection device.

8 (iii) A warning that the commission may impose a fee
9 for the toll that was unable to be collected from the
10 account holder due to the malfunctioning or unreadable
11 electronic toll collection device, whether the fee is
12 being imposed and the fee amount.

13 (iv) Other information at the discretion of the
14 commission.

15 (2) The notice required under paragraph (1) shall be
16 sent by the commission to the account holder's electronic
17 mail address that was provided by the account holder for the
18 establishment of the electronic toll collection account. The
19 notice shall be sent within 24 hours of the date on which the
20 uncollected toll occurred.

21 (3) The commission is prohibited from imposing a fee for
22 a toll that was unable to be collected from an account holder
23 due to a malfunctioning or unreadable electronic toll
24 collection device unless the notice requirements of this
25 subsection are met.

26 (4) If the commission attempts to send a notice required
27 by this subsection to an electronic mail address provided by
28 an account holder and determines that the electronic mail
29 address is not valid or is undeliverable, the commission
30 shall be considered to have met the notice requirements of

1 this subsection.

2 * * *

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