
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2190 Session of
2021

INTRODUCED BY CRUZ, DECEMBER 22, 2021

REFERRED TO COMMITTEE ON JUDICIARY, DECEMBER 22, 2021

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) Penalty.--A person who commits a violation of subsection
15 (a) shall, upon conviction, be sentenced to pay a fine not to
16 exceed \$350.

17 (c) Public notice.--A dealer shall post signs informing
18 customers of the provisions of this section in a manner
19 prescribed by regulation of the State Fire Commissioner.

1 (d) Duties of State Fire Commissioner.--The State Fire
2 Commissioner shall:

3 (1) Develop a uniform sign to notify persons who
4 purchase retail liquid fuels from dealers of the provisions
5 of this section.

6 (2) Promulgate regulations that prescribe the manner in
7 which the sign shall be posted by dealers under subsection
8 (c) and that establish a civil penalty for violation of
9 subsection (c).

10 (3) Enforce the provisions of subsection (c).

11 (e) Definitions.--The following words and phrases when used
12 in this section shall have the meanings given to them in this
13 subsection unless the context clearly indicates otherwise:

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

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

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

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