



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

HOUSE BILL NO. 121

PRINTERS NO. 3939

PRIME SPONSOR: Roebuck

FUND: Motor License

COST/(SAVINGS)

FY 2004/05

FY 2005/06

\$0

\$0

SUMMARY: House Bill 121, Printer's Number 126, amends Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for period of disqualification, revocation or suspension of operating privilege; providing for passing and overtaking streetcars and for snow and ice dislodged or falling from moving vehicles; and further providing for ignition interlock.

ANALYSIS: The legislation amends section 1541 of Title 75 to allow those who have been sentenced to a treatment program for DUI to have their licenses restored if they are current on a payment plan for court-imposed fines and costs, as well as fees to the treatment program.

This legislation creates section 3315, entitled "passing and overtaking streetcars." This section would prohibit drivers of vehicles from overtaking and passing to the left of a streetcar traveling in the same direction if doing so requires the driver to drive in a lane that is normally used by traffic traveling in the opposite direction. In addition, the legislation would prohibit overtaking and passing a streetcar that is stopped to receive or discharge passengers on the side where passengers board or alight until the doors of the streetcar have closed and discharged passengers reach the side of the highway. These provisions would not apply to locations where streetcars operate on tracks that are located within a median section of the roadway separated from the roadway by curbs or other physical barriers.

Section 3720 is added to Title 75 to provide a minimum fine of \$200 and a maximum fine of \$1,000 to drivers of moving vehicles where snow or ice dislodges or falls striking another pedestrian and causing death or serious bodily injury.

Finally, section 3805 is amended to add subsection (h.1) that expands the mobile installation services of ignition interlock devices to all counties by PENNDOT-approved companies.

This legislation would take effect 60 days following enactment.

FISCAL IMPACT: Enactment of this legislation will have no adverse fiscal impact on the Motor License Fund.

PREPARED BY: Nate Spade
House Appropriations Committee (R)

DATE: June 27, 2005

**HOUSE OF REPRESENTATIVES
DEMOCRATIC COMMITTEE**

BILL ANALYSIS

BILL NO: **HB0121** PN3939
COMMITTEE: Transportation
DATE: April 26, 2006

SPONSOR: Rep. Roebuck

PROPOSAL/EXECUTIVE SUMMARY: Would amend Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for period of disqualification, revocation or suspension of operating privilege; providing for passing and overtaking streetcars and for snow and ice dislodged or falling from moving vehicles; and further providing for ignition interlock.

EXISTING LAW: Title 75 (Vehicles) of the Pa Consolidated Statutes is designed to conform to the Uniform Vehicle Code, which is accepted nationally as a model for states to follow. Section 1017 of the 1959 Vehicle Code addressed this matter; however, it was not included when the Vehicle Code was re-codified in 1976

ANALYSIS: The bill amends Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for passing and overtaking streetcars only when they are being operated on the roadway and not separated by a curb or other type of barrier. The bill adds a new Section 3315 which creates a general rule stating that notwithstanding any other provision, the driver of a vehicle may not overtake and pass to the left of a streetcar proceeding in the same direction, whether the streetcar is actually in motion or temporarily halted to receive or discharge passengers, if overtaking or passing requires driving in a lane normally used by traffic moving in the opposite direction.

Also, the driver may not overtake and pass a streetcar which has stopped to receive or discharge passengers on the side on which passengers' board or detrain until the doors of the streetcar are closed and passengers who are discharged have reached the side of the highway.

SENATE AMENDMENTS:

An amendment to Section 1541 was added to permit persons to have their driver's license restored if they are maintaining a court ordered payment plan for fines as part of a treatment program. The DUI offenders in question currently have to serve their entire suspension before they would be eligible for the restoration of their driving privileges. including the payment of all fines and court coats

Section 3720 is added and would establish a summary offense, subject to a fine of between \$200 to \$1,000 upon conviction where snow or ice is dislodged or falls from a moving vehicle, striking another vehicle or pedestrian causing death or serious bodily injury.

A new Section 3805 (H.1) is added to authorize approved service providers of Penn Dot certified manufacturers of ignition interlock systems to provide mobile installation of ignition interlock systems in all counties of the Commonwealth.

EFFECTIVE DATE: 60 days

PRO/CON:

PRO: The Southeastern Pennsylvania Transit Authority (SEPTA) has reintroduced the use of streetcars on Girard Avenue in Philadelphia

CON:

PREPARED BY: Robert Mustin, 783-8338