

No. 1984-30

AN ACT

HB 793

Amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for suspensions for failure to stop for flashing red signals on school buses; further providing for school bus operators to report violations to appropriate police officers; further providing for the use of certain school-bus signals when such bus is used to transport disabled persons; and changing a penalty.

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

Section 1. Section 1301(c) of Title 75 of the Pennsylvania Consolidated Statutes, amended July 22, 1983 (P.L. 122, No. 32), is amended to read:
 § 1301. Driving unregistered vehicle prohibited.

* * *

(c) Penalty.—Any person violating **[this section commits]** *the provisions of subsection (a) is guilty of* a summary offense and shall, upon conviction, be sentenced to pay a fine of \$75 *or double the registration fee, whichever is greater, except when the vehicle was duly registered within 60 days of the commission of the offense whereupon the fine shall be \$25. In the case of a truck or truck tractor, the fine shall be double the registration fee for the maximum weight at which the vehicle could have been registered in this Commonwealth.*

Section 2. Section 1535(a) of Title 75 is amended to read:
 § 1535. Schedule of convictions and points.

(a) General rule.—A point system for driver education and control is hereby established which is related to other provisions for use, suspension and revocation of the operating privilege as specified under this title. Every driver licensed in this Commonwealth who is convicted of any of the following offenses shall be assessed points as of the date of violation in accordance with the following schedule:

Section Number	Offense	Points
1512	Violation of restriction on driver's license.	2
1571	Violations concerning licenses.	3
3102	Failure to obey policeman or authorized person.	2
3112(a)(3)(i)	Failure to stop for a red light.	3
3114(a)(1)	Failure to stop for a flashing red light.	3
3302	Failure to yield half of roadway to oncoming vehicle.	3
3303	Improper passing.	3
3304	Other improper passing.	3

3305	Other improper passing.	3
3306(a)(1)	Other improper passing.	4
3306(a)(2)	Other improper passing.	3
3306(a)(3)	Other improper passing.	3
3307	Other improper passing.	3
3310	Following too closely.	3
3321	Failure to yield to driver on the right at intersection.	3
3322	Failure to yield to oncoming driver when making left turn.	3
3323(b)	Failure to stop for stop signs.	3
3324	Failure to yield when entering or crossing roadway between inter-sections.	3
3332	Improper turning around.	3
3341	Failure to stop for flashing red lights or gate at railroad crossing.	3
3344	Failure to stop when entering from alley, driveway or building.	3
3345(a)	Failure to stop for school bus with flashing red lights. (and [30 days] 60 days suspension)	5
3361	Driving too fast for conditions.	2
3362	Exceeding maximum speed.—Over Limit:	
	6-10	2
	11-15	3
	16-25	4
	26-30	5
	31-over	5
	(and departmental hearing and sanctions provided under section 1538(d))	
3365(b)	Exceeding special speed limit in school zones.	3
3365(c)	Exceeding special speed limit for trucks on downgrades.	3
3542(a)	Failure to yield to pedestrians in crosswalk.	2
3547	Failure to yield to pedestrian on sidewalk.	3
3549(a)	Failure to yield to blind pedestrian.	3
3702	Improper backing.	3
3714	Reckless driving.	3

3745 Leaving scene of accident involving property damage only. 4

Section 3. Section 3345(j) of Title 75 is amended and subsections are added to read:

§ 3345. Meeting or overtaking school bus.

(a.1) Reports by school bus operators.—

(1) The operator of a school bus who observes a violation of subsection (a) may prepare a signed, written report which indicates that a violation has occurred. To the extent possible, the report shall include the following information:

- (i) Information, if any, pertaining to the identity of the alleged violator.
- (ii) The license number and color of the vehicle involved in the violation.
- (iii) The time and approximate location at which the violation occurred.
- (iv) Identification of the vehicle as an automobile, station wagon, motor truck, motor bus, motorcycle or other type of vehicle.

(2) Within 48 hours after the violation occurs, the school bus operator shall deliver a copy of the report to a police officer having authority to exercise police power in the area where the violation occurred. If the police officer believes that the report establishes a sufficient basis for the issuance of a citation, the officer shall file a citation and the report with the issuing authority. If the issuing authority determines that the report and citation establish a sufficient basis for the issuance of a summons, a summons shall be issued in accordance with general rules governing the institution of proceedings in summary traffic offense cases. The issuing authority shall send the defendant a copy of the citation, together with a statement that it was filed by the police officer named in the citation on the basis of information received.

(3) A person may institute a proceeding pursuant to this subsection or in accordance with any means authorized by the Rules of Criminal Procedure.

(f.1) Use of school buses for transportation of disabled persons.—Whenever a school bus is being used upon the highway for the transportation of disabled persons exclusively and the school bus is equipped with red signal lights, the driver of the school bus may actuate the signal lights in the same manner as set forth in this section regarding the transportation of school children. The driver of a vehicle approaching the school bus shall have the same duties regarding stopping, passing and overtaking as he does with respect to a school bus carrying school children.

(j) Penalty.—Any person violating subsection (a) or (f.1) is guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of \$100.

Section 4. This act shall take effect in 60 days.

APPROVED—The 29th day of March, A. D. 1984.

DICK THORNBURGH