

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1128 Session of 2018

INTRODUCED BY MCGARRIGLE, RESCHENTHALER, KILLION, SCHWANK, WARD, TARTAGLIONE, BAKER, COSTA AND BREWSTER, APRIL 10, 2018

REFERRED TO TRANSPORTATION, APRIL 10, 2018

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
 2 Statutes, in licensing of drivers, further providing for
 3 schedule of convictions and points; in rules of the road in
 4 general, further providing for meeting or overtaking school
 5 bus; and, in other required equipment, further providing for
 6 general requirements for other vehicles transporting school
 7 children.

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

10 Section 1. Section 1535(a) of Title 75 of the Pennsylvania
 11 Consolidated Statutes is amended to read:

12 § 1535. Schedule of convictions and points.

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

20 Section Number	Offense	Points
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1	1512	Violation of restriction on	
2		driver's license.	2
3	1571	Violation concerning license.	3
4	3102	Failure to obey policeman or	
5		authorized person.	2
6	3111.1	Obedience to traffic-control	
7		devices warning of hazardous	
8		conditions.	2
9	3112(a)(3)(i) or	Failure to stop for a red	
10	(ii)	light.	3
11	3114(a)(1)	Failure to stop for a flashing	
12		red light.	3
13	3302	Failure to yield half of	
14		roadway to oncoming vehicle.	3
15	3303	Improper passing.	3
16	3304	Other improper passing.	3
17	3305	Other improper passing.	3
18	3306(a)(1)	Other improper passing.	4
19	3306(a)(2)	Other improper passing.	3
20	3306(a)(3)	Other improper passing.	3
21	3307	Other improper passing.	3
22	3310	Following too closely.	3
23	3321	Failure to yield to driver on	
24		the right at intersection.	3
25	3322	Failure to yield to oncoming	
26		driver when making left turn.	3
27	3323(b)	Failure to stop for stop sign.	3
28	3323(c)	Failure to yield at yield	
29		sign.	3
30	3324	Failure to yield when entering	

1		or crossing roadway between	
2		intersections.	3
3	3332	Improper turning around.	3
4	3341 (a)	Failure to obey signal	
5		indicating approach of train.	2
6	3341 (b)	Failure to comply with	
7		crossing gate or barrier.	4
8		(and 30 days' suspension)	
9	3342 (b) or (e)	Failure to stop at railroad	
10		crossings.	4
11	3344	Failure to stop when entering	
12		from alley, driveway or	
13		building.	3
14	3345 (a) <u>or (f.1)</u>	Failure to stop for school bus	
15		with flashing red lights.	5
16		(and 60 days' suspension)	
17	<u>3345 (f.2) (2)</u>	<u>Failure to stop for school</u>	<u>5</u>
18		<u>vehicle.</u>	
19		<u>(and 60 days' suspension)</u>	
20	3361	Driving too fast for	
21		conditions.	2
22	3362	Exceeding maximum speed.--Over	
23		Limit:	
24		6-10	2
25		11-15	3
26		16-25	4
27		26-30	5
28		31-over	5
29		(and departmental hearing	
30		and sanctions provided	

1		under section 1538(d))	
2	3365(b)	Exceeding special speed limit	
3		in school zone.	3
4		(and 60 days' suspension	
5		for a second or subsequent	
6		offense)	
7	3365(c)	Exceeding special speed limit	
8		for trucks on downgrades.	3
9	3542(a)	Failure to yield to pedestrian	
10		in crosswalk.	2
11	3547	Failure to yield to pedestrian	
12		on sidewalk.	3
13	3549(a)	Failure to yield to blind	
14		pedestrian.	3
15	3702	Improper backing.	3
16	3714(a)	Careless driving.	3
17	3745	Leaving scene of accident	
18		involving property damage	
19		only.	4

20 * * *

21 Section 2. Section 3345 heading, (g) and (j) of Title 75 of
 22 are amended and the section is amended by adding a subsection to
 23 read:

24 § 3345. Meeting or overtaking school bus or school vehicle.

25 * * *

26 (f.2) School vehicles.--

27 (1) At speeds of 35 miles per hour or less, the driver
 28 of a school vehicle shall activate the school vehicle's
 29 hazard warning lights, otherwise known as four-way flashers,
 30 not less than 100 feet traveled before stopping. At speeds in

1 excess of 35 miles per hour, the hazard warning lights shall
2 be activated not less than 300 feet traveled before stopping.

3 (2) The driver of a vehicle traveling in the same
4 direction as a school vehicle shall not pass or overtake the
5 school vehicle:

6 (i) While the school vehicle is stopped to pick up
7 or discharge school children.

8 (ii) Immediately preceding and following the school
9 vehicle's stop.

10 (iii) While the school vehicle has activated four-
11 way flashers.

12 (3) Except as provided in subsection (g), the driver of
13 a vehicle traveling in the opposite direction as a school
14 vehicle shall proceed past the school vehicle using caution
15 and whenever possible shall do so at a reduced speed.

16 (g) Exceptions from stopping requirements.--The driver of a
17 vehicle upon a highway or trafficway with separate roadways need
18 not stop upon meeting or passing a school bus with actuated red
19 signal lights which is on a different roadway or a school
20 vehicle which is on a different roadway.

21 * * *

22 (j) Penalty.--A person who violates subsection (a) [or],
23 (f.1) or (f.2) commits a summary offense and shall, upon
24 conviction, be sentenced to pay a fine of \$250.

25 Section 3. Section 4553(c) of Title 75 is amended to read:
26 § 4553. General requirements for other vehicles transporting
27 school children.

28 * * *

29 (c) [Other] School vehicles.--A [motor] school vehicle [used
30 to transport children to or from school or in connection with

1 school activities, which is not a school bus because of its
2 limited seating capacity,] shall comply with regulations
3 established by the department for such vehicles. Unless required
4 by Federal law or regulation, the regulations established by the
5 department shall not require school vehicles which pick up and
6 discharge school children only at locations off the highway to
7 be of any particular color or to display flashing red and amber
8 lights. The department shall establish additional identification
9 requirements for school vehicles that pick up and discharge
10 school children on a highway or trafficway. These requirements
11 shall, at a minimum, provide for additional lighting and signage
12 on the roof to be activated when picking up or discharging
13 students on a highway or trafficway.

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