

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2418 Session of
2022

INTRODUCED BY McNEILL, DELLOSO, CIRESI, SCHLOSSBERG, O'MARA AND
ROZZI, MARCH 16, 2022

REFERRED TO COMMITTEE ON TRANSPORTATION, MARCH 16, 2022

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in miscellaneous provisions, repealing provisions
3 relating to snow and ice dislodged or falling from moving
4 vehicle and providing for snow and ice; and, in size, weight
5 and load, further providing for weighing and measurement of
6 vehicles.

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

9 Section 1. Section 3720 of Title 75 of the Pennsylvania
10 Consolidated Statutes is repealed:

11 [§ 3720. Snow and ice dislodged or falling from moving vehicle.
12 When snow or ice is dislodged or falls from a moving vehicle
13 and strikes another vehicle or pedestrian causing death or
14 serious bodily injury, the operator of the vehicle from which
15 the snow or ice is dislodged or falls shall be subject to a fine
16 of not less than \$200 nor more than \$1,000 for each offense.]

17 Section 2. Title 75 is amended by adding a section to read:

18 § 3721. Snow and ice.

19 (a) Removal of snow and ice from motor vehicle or motor
20 carrier vehicle.--

1 (1) Except as otherwise provided in this section, a
2 driver of a motor vehicle or motor carrier vehicle being
3 operated on a highway of this Commonwealth shall make
4 reasonable efforts to remove accumulated ice or snow from the
5 motor vehicle or motor carrier vehicle, including the hood,
6 trunk and roof of the motor vehicle or motor carrier vehicle,
7 within 24 hours after the cessation of the falling snow or
8 ice.

9 (2) Paragraph (1) shall not apply if:

10 (i) the driver of the motor carrier vehicle, mass
11 transit vehicle, bus or school bus is en route to a
12 facility to remove accumulated ice or snow at the time of
13 the stop under paragraph (3); or

14 (ii) compliance with this section would cause the
15 driver of the motor carrier vehicle, mass transit
16 vehicle, bus or school bus to violate any other Federal
17 or State law or regulation regarding workplace safety or
18 would be a threat to the health and safety of the driver.

19 (3) A driver of a motor vehicle or motor carrier vehicle
20 who violates this subsection may be stopped on a highway by a
21 police officer if the police officer:

22 (i) believes that the accumulated ice or snow may
23 pose a threat to persons or property; or

24 (ii) is requiring the driver of the vehicle or
25 combination to stop and submit the vehicle or combination
26 to be measured, weighed and checked for snow and ice
27 accumulation.

28 (4) A driver of a motor vehicle or motor carrier vehicle
29 who violates this subsection or section 4981 (relating to
30 weighing and measurement of vehicles) in relation to snow and

1 ice accumulation shall be subject to a fine of \$50 for each
2 offense regardless of whether any snow or ice is dislodged
3 from the vehicle.

4 (b) Dislodged or fallen snow or ice.--When snow or ice is
5 dislodged or falls from a moving vehicle or motor carrier
6 vehicle and strikes another vehicle or pedestrian causing death
7 or serious bodily injury, the operator of the vehicle from which
8 the snow or ice is dislodged or falls shall be subject to a fine
9 of not less than \$200 nor more than \$1,500 for each offense.

10 Section 3. Section 4981(a) and (b) of Title 75 are amended
11 to read:

12 § 4981. Weighing and measurement of vehicles.

13 (a) Authority of police officers and qualified department
14 employees.--A police officer or qualified department employee is
15 authorized to require the driver of a vehicle or combination to
16 stop and submit the vehicle or combination to be measured [and
17 weighed.], weighed and checked for snow and ice accumulation in
18 accordance with section 3721 (relating to snow and ice).

19 Weighing may be done by using either portable or stationary
20 scales, provided that when portable scales more than one inch in
21 height are used, sufficient ramp blocks shall be made available
22 to allow the vehicle or combination to mount the scales safely.
23 The weighing shall be conducted by qualified personnel who have
24 been trained in the use of weighing equipment in a training
25 program approved by an agency of the Commonwealth. The personnel
26 performing the weighing on all highways and interstates in this
27 Commonwealth shall inform the drivers of the vehicle of the
28 right to readjust or rearrange the load under section 4982(c)
29 (relating to reducing or readjusting loads of vehicles). The
30 driver or owner, if present, of a vehicle or combination may, at

1 the time of weighing, witness in an orderly fashion the weighing
2 procedure. If the driver wishes to witness the procedure from
3 outside the cab of the vehicle, he shall be required to turn off
4 the engine, put the transmission in gear and set the emergency
5 brake before leaving the cab. A police officer or qualified
6 department employee may require that a vehicle or combination be
7 driven to the nearest stationary scales if the scales are within
8 two miles.

9 (b) Scales on freeways.--The Department of Transportation,
10 in cooperation with the Pennsylvania State Police, shall operate
11 on freeways at points which it deems necessary scales and other
12 equipment for detecting violations of the size [and], weight and
13 snow and ice accumulation limitations prescribed by this chapter
14 and section 3721. The department may also contract with persons
15 or local authorities to use their scales.

16 * * *

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