

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1486 Session of
2021

INTRODUCED BY O'NEAL, RYAN, HENNESSEY, PICKETT, KAUFFMAN,
POLINCHOCK, HEFFLEY, McNEILL, R. BROWN, LEWIS, THOMAS,
FREEMAN, SAINATO, STAATS, OWLETT, SCHLEGEL CULVER,
PENNYCUICK, KULIK, T. DAVIS, HAMM, WEBSTER, SCHMITT, MILLARD,
MOUL, DRISCOLL, NEILSON, ROWE, ROZZI, CIRESI, O'MARA, GILLEN
AND DELLOSO, MAY 25, 2021

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, OCTOBER 25, 2022

AN ACT

1 ~~Amending Title 75 (Vehicles) of the Pennsylvania Consolidated~~ <--
2 ~~Statutes, in registration of vehicles, providing for Blue~~
3 ~~Star Family plate.~~

4 AMENDING TITLES 74 (TRANSPORTATION) AND 75 (VEHICLES) OF THE <--
5 PENNSYLVANIA CONSOLIDATED STATUTES, IN TURNPIKE, FURTHER
6 PROVIDING FOR DEFINITIONS, FOR ELECTRONIC TOLL COLLECTION AND
7 FOR ANNUAL HEARING; IN REGISTRATION OF VEHICLES, PROVIDING
8 FOR CONTRIBUTIONS FOR THE PREVENTION OF CHILD ABUSE AND
9 NEGLECT, FURTHER PROVIDING FOR DISPLAY OF REGISTRATION PLATE,
10 PROVIDING FOR POLLINATOR CONSERVATION REGISTRATION PLATE, FOR
11 AFGHANISTAN AND IRAQ VETERANS PLATE AND FOR BLUE STAR FAMILY
12 PLATE AND FURTHER PROVIDING FOR SUSPENSION OF REGISTRATION
13 UPON UNPAID TOLLS; IN FEES, FURTHER PROVIDING FOR PAYMENTS TO
14 SPECIAL FUNDS AND ESTABLISHING THE POLLINATOR HABITAT PROGRAM
15 FUND; AND, IN POWERS OF DEPARTMENT AND LOCAL AUTHORITIES,
16 FURTHER PROVIDING FOR PROVISIONS RELATING TO FARE EVASION.

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

19 ~~Section 1. Title 75 of the Pennsylvania Consolidated~~ <--
20 ~~Statutes is amended by adding a section to read:~~

21 SECTION 1. THE DEFINITIONS OF "ELECTRONIC TOLL COLLECTION" <--
22 AND "VIOLATION ENFORCEMENT SYSTEM" IN SECTION 8102 OF TITLE 74

1 OF THE PENNSYLVANIA CONSOLIDATED STATUTES ARE AMENDED AND THE
2 SECTION IS AMENDED BY ADDING DEFINITIONS TO READ:

3 § 8102. DEFINITIONS.

4 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER
5 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
6 CONTEXT CLEARLY INDICATES OTHERWISE:

7 * * *

8 "ELECTRONIC TOLL COLLECTION." A SYSTEM OF COLLECTING TOLLS
9 OR CHARGES THAT IS CAPABLE OF CHARGING AN ACCOUNT HOLDER OR A
10 REGISTERED VEHICLE OWNER FOR THE PRESCRIBED TOLL [BY ELECTRONIC
11 TRANSMISSION OF INFORMATION BETWEEN A DEVICE ON A VEHICLE AND A
12 DEVICE IN A TOLL LANE AT A TOLL COLLECTION FACILITY.] BASED ON
13 THE AUTOMATIC IDENTIFICATION AND CLASSIFICATION OF VEHICLES
14 USING ELECTRONIC SYSTEMS. THE TERM INCLUDES A SYSTEM OF OPEN
15 ROAD TOLLS, VIDEO TOLLS OR OTHER SIMILAR STRUCTURAL OR
16 TECHNOLOGICAL ENHANCEMENTS PERTAINING TO TOLLS.

17 "ELECTRONIC TOLL COLLECTION DEVICE." A PIECE OF MECHANICAL
18 OR ELECTRICAL EQUIPMENT USED FOR ELECTRONIC TOLL COLLECTION.

19 "FLAT VIDEO TOLL." A TOLL RATE THAT DOES NOT VARY BASED ON A
20 VIDEO IMAGE WHICH IS CHARGED TO AN ACCOUNT WHEN THE COMMISSION
21 IS ABLE TO MATCH A LICENSE PLATE IMAGE TO AN ACCOUNT IN GOOD
22 STANDING.

23 * * *

24 "TOLL COLLECTION SYSTEM." A VEHICLE SENSOR, PLACED IN A
25 LOCATION TO WORK IN CONJUNCTION WITH A TOLL COLLECTION FACILITY,
26 WHICH AUTOMATICALLY PRODUCES A VIDEOTAPE OR PHOTOGRAPH,
27 MICROPHOTOGRAPH OR OTHER RECORDED IMAGE OF A VEHICLE, AT THE
28 TIME THE VEHICLE TRAVELS THROUGH A TOLLING POINT. THE TERM
29 INCLUDES ANY OTHER TECHNOLOGY WHICH IDENTIFIES A VEHICLE BY
30 PHOTOGRAPHIC, MECHANICAL, ELECTRONIC OR OTHER METHOD.

1 * * *

2 "VIDEO TOLL." A TOLL BASED ON A VEHICLE'S LICENSE PLATE
3 IMAGE WHEN A VALID ELECTRONIC TOLL COLLECTION DEVICE IS NOT READ
4 AS THE VEHICLE TRAVELS THROUGH A TOLLING POINT.

5 ["VIOLATION ENFORCEMENT SYSTEM." A VEHICLE SENSOR, PLACED IN
6 A LOCATION TO WORK IN CONJUNCTION WITH A TOLL COLLECTION
7 FACILITY, WHICH AUTOMATICALLY PRODUCES A VIDEOTAPE OR
8 PHOTOGRAPH, MICROPHOTOGRAPH OR OTHER RECORDED IMAGE OF THE REAR
9 PORTION OF EACH VEHICLE AT THE TIME THE VEHICLE IS USED OR
10 OPERATED IN VIOLATION OF THE TOLL COLLECTION REGULATIONS. THE
11 TERM INCLUDES ANY OTHER TECHNOLOGY WHICH IDENTIFIES A VEHICLE BY
12 PHOTOGRAPHIC, ELECTRONIC OR OTHER METHOD.]

13 SECTION 2. SECTION 8117(A), (B) AND (D) OF TITLE 74 ARE
14 AMENDED AND THE SECTION IS AMENDED BY ADDING A SUBSECTION TO
15 READ:

16 § 8117. ELECTRONIC TOLL COLLECTION.

17 (A) LIABILITY OF OWNER.--

18 (1) IF AN OPERATOR OF A VEHICLE FAILS TO PAY THE
19 PRESCRIBED TOLL AT ANY LOCATION WHERE TOLLS ARE COLLECTED BY
20 MEANS OF ELECTRONIC TOLL COLLECTION, THE OWNER OF THE VEHICLE
21 SHALL BE LIABLE TO THE COMMISSION FOR FAILURE OF THE OPERATOR
22 OF THE VEHICLE TO COMPLY WITH THIS SECTION IF THE VIOLATION
23 IS EVIDENCED BY INFORMATION OBTAINED FROM A [VIOLATION
24 ENFORCEMENT] TOLL COLLECTION SYSTEM.

25 (2) [IF A VIOLATION OF THIS SECTION IS COMMITTED, THE]
26 THE REGISTRATION PLATE NUMBER OF THE VEHICLE AS RECORDED BY A
27 [VIOLATION ENFORCEMENT] TOLL COLLECTION SYSTEM SHALL
28 ESTABLISH AN INFERENCE THAT THE OWNER OF THE VEHICLE WAS THEN
29 OPERATING THE VEHICLE. THE INFERENCE SHALL BE OVERCOME IF THE
30 OWNER [DOES ALL OF] PROVIDES A WRITTEN STATEMENT INDICATING

1 THE FOLLOWING:

2 (I) [TESTIFIES THAT] THAT THE OWNER WAS NOT
3 OPERATING THE VEHICLE AT THE TIME OF [THE VIOLATION.

4 (II) SUBMITS TO AN EXAMINATION AS TO WHO AT THE TIME
5 WAS OPERATING THE VEHICLE.

6 (III) REVEALS THE NAME AND RESIDENCE ADDRESS, IF
7 KNOWN,] TRAVEL; AND

8 (IV) THE NAME AND RESIDENCE ADDRESS OF THE OPERATOR
9 OF THE VEHICLE AT THE TIME OF TRAVEL.

10 (3) [IF AN ACTION OR PROCEEDING IS COMMENCED IN A COUNTY
11 OTHER THAN THAT OF THE RESIDENCE OF THE OWNER, A VERIFIED
12 WRITTEN STATEMENT SETTING FORTH THE FACTS PRESCRIBED UNDER
13 PARAGRAPH (2) (I), (II) AND (III) SHALL SUFFICE TO OVERCOME
14 THE INFERENCE.] FAILURE TO SEND THE REQUIRED INFORMATION
15 WITHIN 30 DAYS OF THE ORIGINAL INVOICE DATE SHALL RESULT IN
16 THE OWNER BEING LIABLE FOR THE TOTAL AMOUNT DUE.

17 (4) IF THE INFERENCE IS OVERCOME, THE OPERATOR OF THE
18 VEHICLE AT THE TIME OF TRAVEL MAY BE HELD LIABLE UNDER THIS
19 SECTION FOR FAILURE TO PAY THE PRESCRIBED TOLL IN THE SAME
20 MANNER AS IF THE OPERATOR WERE THE OWNER OF THE VEHICLE.

21 (B) IMPOSITION OF LIABILITY.--LIABILITY UNDER THIS SECTION
22 SHALL BE IMPOSED UPON AN OWNER FOR [A VIOLATION OF] FAILURE TO
23 PAY THE PRESCRIBED TOLL CHARGES ASSESSED UNDER THIS SECTION OR
24 THE REGULATIONS OF THE COMMISSION OCCURRING WITHIN THE
25 TERRITORIAL LIMITS OF THIS COMMONWEALTH. [IF A VIOLATION IS
26 COMMITTED AS EVIDENCED BY A VIOLATION ENFORCEMENT] BASED ON
27 EVIDENCE OBTAINED BY A TOLL COLLECTION SYSTEM, THE FOLLOWING
28 SHALL APPLY:

29 (1) THE COMMISSION OR AN AUTHORIZED AGENT OR EMPLOYEE
30 MUST PREPARE AND MAIL [A NOTICE OF VIOLATION] AN INVOICE

1 ASSESSING THE TOLL CHARGES INCURRED AS FOLLOWS:

2 (I) THE [NOTICE OF VIOLATION] INVOICE MUST BE SENT
3 BY FIRST CLASS MAIL TO EACH PERSON ALLEGED TO BE LIABLE
4 AS AN OWNER [FOR A VIOLATION OF THIS SECTION].

5 (II) THE [NOTICE] INVOICE MUST BE MAILED AT THE
6 ADDRESS SHOWN ON THE VEHICLE REGISTRATION OR AT THE
7 ADDRESS OF THE OPERATOR, AS APPLICABLE. [NOTICE] THE
8 INVOICE MUST BE MAILED NO LATER THAN 60 DAYS AFTER:

9 (A) THE [ALLEGED CONDUCT] DATE OF TRAVEL; OR

10 (B) THE DATE THE INFERENCE IS OVERCOME UNDER
11 SUBSECTION (A) (2).

12 (III) PERSONAL SERVICE IS NOT REQUIRED.

13 (IV) THE [NOTICE] INVOICE MUST CONTAIN ALL OF THE
14 FOLLOWING:

15 (A) INFORMATION ADVISING THE PERSON CHARGED OF
16 THE MANNER AND TIME IN WHICH THE [LIABILITY ALLEGED]
17 TOLL CHARGES IN THE [NOTICE] INVOICE MAY BE
18 CONTESTED.

19 (B) A WARNING ADVISING THE PERSON CHARGED THAT
20 FAILURE TO CONTEST THE INVOICE IN THE MANNER AND TIME
21 PROVIDED SHALL BE DEEMED AN ADMISSION OF LIABILITY
22 [AND THAT A DEFAULT JUDGMENT MAY BE ENTERED ON THE
23 NOTICE] FOR THE TOTAL AMOUNT DUE.

24 (1.1) A MANUAL OR AUTOMATIC RECORD OF MAILING PREPARED
25 IN THE ORDINARY COURSE OF BUSINESS SHALL BE PRIMA FACIE
26 EVIDENCE OF THE MAILING OF [NOTICE] THE INVOICE.

27 (1.2) IF MAIL, OTHER THAN UNCLAIMED MAIL, IS RETURNED
28 UNDELIVERED, THE COMMISSION MAY OBTAIN ADDRESS INFORMATION
29 FROM SOURCES, SUCH AS THE UNITED STATES POSTAL SERVICE, DEBT
30 COLLECTION SERVICES, REVIEWS OF TELEPHONE DIRECTORIES OR

1 RELATED SKIP-TRACING PRACTICES, TO LOCATE AN ALTERNATIVE
2 ADDRESS FOR THE VEHICLE OWNER OR THE ADDRESS OF THE OPERATOR,
3 AS APPLICABLE.

4 (2) IF AN OWNER OF A VEHICLE OR AN OWNER THAT IS A
5 LESSOR OF A VEHICLE RECEIVES [A NOTICE OF VIOLATION] AN
6 INVOICE UNDER THIS SECTION FOR ANY TIME PERIOD DURING WHICH
7 THE VEHICLE WAS REPORTED TO A POLICE DEPARTMENT AS HAVING
8 BEEN STOLEN, IT SHALL BE A DEFENSE TO THE ALLEGATION OF
9 LIABILITY THAT THE VEHICLE HAD BEEN REPORTED TO THE POLICE AS
10 HAVING BEEN STOLEN PRIOR TO THE TIME THE [VIOLATION] TRAVEL
11 OCCURRED AND THAT THE VEHICLE HAD NOT BEEN RECOVERED BY THE
12 TIME OF THE [VIOLATION] TRAVEL. FOR PURPOSES OF ASSERTING THE
13 DEFENSE UNDER THIS PARAGRAPH, IT SHALL BE SUFFICIENT THAT A
14 CERTIFIED COPY OF THE POLICE REPORT ON THE STOLEN VEHICLE BE
15 SENT BY FIRST CLASS MAIL TO THE COMMISSION WITHIN 30 DAYS
16 AFTER RECEIVING THE ORIGINAL [NOTICE OF VIOLATION] INVOICE.
17 FAILURE TO SEND THE INFORMATION WITHIN THE TIME LIMIT UNDER
18 THIS PARAGRAPH SHALL RENDER THE OWNER OR LESSOR LIABLE FOR
19 THE [PENALTY] TOLLS AND FEES ASSESSED IN THE INVOICE AS
20 PRESCRIBED BY THIS SECTION.

21 (3) AN OWNER THAT IS A LESSOR OF A VEHICLE AS TO WHICH
22 [A NOTICE OF VIOLATION] AN INVOICE WAS ISSUED UNDER PARAGRAPH
23 (1) SHALL NOT BE LIABLE FOR [A VIOLATION] TOLLS ASSESSED IN
24 THE INVOICE IF THE OWNER SENDS TO THE COMMISSION A COPY OF
25 THE RENTAL, LEASE OR OTHER CONTRACT DOCUMENT COVERING THE
26 VEHICLE ON THE DATE OF [THE VIOLATION] TRAVEL, WITH THE NAME
27 AND ADDRESS OF THE LESSEE CLEARLY LEGIBLE TO THE COMMISSION,
28 WITHIN 30 DAYS AFTER RECEIVING THE ORIGINAL [NOTICE OF
29 VIOLATION] INVOICE. FAILURE TO SEND THE INFORMATION WITHIN
30 THE TIME LIMIT UNDER THIS PARAGRAPH SHALL RENDER THE LESSOR

1 LIABLE FOR THE [PENALTY] TOLLS AND FEES ASSESSED IN THE
2 INVOICE AS PRESCRIBED BY THIS SECTION. IF THE LESSOR COMPLIES
3 WITH THE PROVISIONS OF THIS SECTION, THE LESSEE OF THE
4 VEHICLE ON THE DATE OF [THE VIOLATION] TRAVEL SHALL BE DEEMED
5 TO BE THE OWNER OF THE VEHICLE FOR PURPOSES OF THIS SECTION
6 AND SHALL BE SUBJECT TO LIABILITY FOR THE [PENALTY] TOLLS AND
7 FEES ASSESSED IN THE INVOICE UNDER THIS SECTION.

8 (4) A CERTIFIED REPORT OR A FACSIMILE REPORT OF AN
9 AUTHORIZED AGENT OR EMPLOYEE OF THE COMMISSION REPORTING A
10 VIOLATION OF THIS SECTION OR REGULATIONS OF THE COMMISSION
11 BASED UPON THE RECORDED INFORMATION OBTAINED FROM A
12 [VIOLATION ENFORCEMENT] TOLL COLLECTION SYSTEM SHALL BE PRIMA
13 FACIE EVIDENCE OF THE FACTS CONTAINED IN THE REPORT AND SHALL
14 BE ADMISSIBLE AS AN OFFICIAL RECORD KEPT IN THE ORDINARY
15 COURSE OF BUSINESS IN ANY PROCEEDING CHARGING A VIOLATION OF
16 THIS SECTION OR THE TOLL COLLECTION REGULATIONS OF THE
17 COMMISSION.

18 (5) NOTWITHSTANDING ANY OTHER PROVISION OF LAW,
19 VIDEOTAPES, PHOTOGRAPHS, MICROPHOTOGRAPHS, OTHER RECORDED
20 IMAGES, WRITTEN RECORDS, REPORTS OR FACSIMILES PREPARED
21 PURSUANT TO THIS SECTION SHALL BE FOR THE EXCLUSIVE USE OF
22 THE COMMISSION, ITS AUTHORIZED AGENTS, ITS EMPLOYEES AND LAW
23 ENFORCEMENT OFFICIALS FOR THE PURPOSE OF DISCHARGING DUTIES
24 UNDER THIS SECTION AND THE REGULATIONS OF THE COMMISSION. THE
25 INFORMATION SHALL NOT BE DEEMED A PUBLIC RECORD UNDER THE ACT
26 OF [JUNE 21, 1957 (P.L.390, NO.212), REFERRED TO AS THE
27 RIGHT-TO-KNOW LAW] FEBRUARY 14, 2008 (P.L.6, NO.3), KNOWN AS
28 THE RIGHT-TO-KNOW LAW. THE INFORMATION SHALL NOT BE
29 DISCOVERABLE BY COURT ORDER OR OTHERWISE; NOR SHALL IT BE
30 OFFERED IN EVIDENCE IN ANY ACTION OR PROCEEDING WHICH IS NOT

1 DIRECTLY RELATED TO A VIOLATION OF THIS SECTION, THE
2 REGULATIONS OF THE COMMISSION OR INDEMNIFICATION FOR
3 LIABILITY IMPOSED PURSUANT TO THIS SECTION. THE RESTRICTIONS
4 SET FORTH IN THIS PARAGRAPH:

5 (I) SHALL NOT BE DEEMED TO PRECLUDE A COURT OF
6 COMPETENT JURISDICTION FROM ISSUING AN ORDER DIRECTING
7 THAT THE INFORMATION BE PROVIDED TO LAW ENFORCEMENT
8 OFFICIALS IF THE INFORMATION IS REASONABLY DESCRIBED AND
9 IS REQUESTED SOLELY IN CONNECTION WITH A CRIMINAL LAW
10 ENFORCEMENT ACTION;

11 (II) SHALL NOT BE DEEMED TO PRECLUDE THE EXCHANGE OF
12 THE INFORMATION BETWEEN ANY ENTITIES WITH JURISDICTION
13 OVER OR WHICH OPERATE [AN ELECTRONIC] A TOLL COLLECTION
14 SYSTEM IN THIS COMMONWEALTH OR ANY OTHER JURISDICTION;
15 AND

16 (III) SHALL NOT BE DEEMED TO PROHIBIT THE USE OF
17 INFORMATION EXCLUSIVELY FOR THE PURPOSE OF BILLING
18 ELECTRONIC TOLL COLLECTION [ACCOUNT HOLDERS] ACCOUNTS,
19 DEDUCTING TOLL CHARGES FROM [THE ACCOUNT OF AN ACCOUNT
20 HOLDER] ACCOUNTS, ENFORCING TOLL COLLECTION LAWS AND
21 RELATED REGULATIONS OR ENFORCING THE PROVISIONS OF [AN
22 ACCOUNT HOLDER AGREEMENT] ACCOUNTS.

23 (6) AN IMPOSITION OF LIABILITY UNDER THIS SECTION MUST
24 BE BASED UPON A PREPONDERANCE OF EVIDENCE.

25 (7) AN IMPOSITION OF LIABILITY PURSUANT TO THIS SECTION
26 SHALL NOT BE DEEMED A CONVICTION OF AN OWNER AND SHALL NOT BE
27 MADE PART OF THE MOTOR VEHICLE OPERATING RECORD OF THE PERSON
28 UPON WHOM THE LIABILITY IS IMPOSED, NOR SHALL IT BE
29 CONSIDERED IN THE PROVISION OF MOTOR VEHICLE INSURANCE
30 COVERAGE.

1 (8) AN OWNER THAT ADMITS, IS FOUND LIABLE OR FAILS TO
2 [RESPOND TO THE NOTICE OF VIOLATION FOR] PAY THE INVOICE
3 RESULTING IN A VIOLATION OF THIS SECTION SHALL BE CIVILLY
4 LIABLE TO THE COMMISSION FOR ALL OF THE FOLLOWING:

5 (I) EITHER:

6 (A) THE AMOUNT OF THE TOLL EVADED OR ATTEMPTED
7 TO BE EVADED IF THE AMOUNT CAN BE DETERMINED; OR

8 (B) THE MAXIMUM TOLL FROM THE FARTHEST POINT OF
9 ENTRY ON THE PENNSYLVANIA TURNPIKE TO THE ACTUAL
10 POINT OF EXIT IF THE AMOUNT OF THE TOLL EVADED OR
11 ATTEMPTED TO BE EVADED CANNOT BE DETERMINED.

12 (II) A REASONABLE ADMINISTRATIVE FEE NOT TO EXCEED
13 \$35 PER NOTIFICATION.

14 (9) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO LIMIT
15 THE LIABILITY OF THE OPERATOR OF A VEHICLE FOR A VIOLATION OF
16 THIS SECTION OR OF THE REGULATIONS OF THE COMMISSION.

17 * * *

18 (D) PRIVACY OF ELECTRONIC TOLL COLLECTION [ACCOUNT HOLDER]
19 INFORMATION.--

20 (1) EXCEPT AS SET FORTH UNDER PARAGRAPH (2),
21 NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ALL OF THE
22 FOLLOWING APPLY TO INFORMATION KEPT BY THE COMMISSION, ITS
23 AUTHORIZED AGENTS OR ITS EMPLOYEES WHICH IS RELATED TO [THE]
24 AN ACCOUNT [OF AN] FOR ELECTRONIC TOLL COLLECTION [SYSTEM
25 ACCOUNT HOLDER] AND ANY INFORMATION COLLECTED BY A TOLL
26 COLLECTION SYSTEM:

27 (I) THE INFORMATION SHALL BE FOR THE EXCLUSIVE USE
28 OF THE COMMISSION, ITS AUTHORIZED AGENTS, ITS EMPLOYEES
29 AND LAW ENFORCEMENT OFFICIALS FOR THE PURPOSE OF
30 DISCHARGING THEIR DUTIES PURSUANT TO THIS SECTION AND THE

1 REGULATIONS OF THE COMMISSION. THIS SUBPARAGRAPH INCLUDES
2 NAMES, ADDRESSES, ACCOUNT NUMBERS, ACCOUNT BALANCES,
3 PERSONAL FINANCIAL INFORMATION, VEHICLE MOVEMENT RECORDS
4 AND OTHER INFORMATION COMPILED [FROM TRANSACTIONS WITH
5 THE ACCOUNT HOLDERS] BY A TOLL COLLECTION SYSTEM.

6 (II) THE INFORMATION SHALL NOT BE DEEMED A PUBLIC
7 RECORD UNDER THE RIGHT-TO-KNOW LAW, NOR SHALL IT BE
8 DISCOVERABLE BY COURT ORDER OR OTHERWISE OR BE OFFERED IN
9 EVIDENCE IN ANY ACTION OR PROCEEDING WHICH IS NOT
10 DIRECTLY RELATED TO THE DISCHARGE OF DUTIES UNDER THIS
11 SECTION, THE REGULATIONS OF THE COMMISSION OR A VIOLATION
12 OF THE TERMS IN AN ACCOUNT [HOLDER AGREEMENT].

13 (2) PARAGRAPH (1) SHALL NOT BE DEEMED TO DO ANY OF THE
14 FOLLOWING:

15 (I) PRECLUDE A COURT OF COMPETENT JURISDICTION FROM
16 ISSUING AN ORDER DIRECTING THAT THE INFORMATION BE
17 PROVIDED TO LAW ENFORCEMENT OFFICIALS IF THE INFORMATION
18 IS REASONABLY DESCRIBED AND IS REQUESTED SOLELY IN
19 CONNECTION WITH A CRIMINAL LAW ENFORCEMENT ACTION.

20 (II) PRECLUDE THE EXCHANGE OF THE INFORMATION
21 BETWEEN ANY ENTITIES WITH JURISDICTION OVER OR WHICH
22 OPERATE [AN ELECTRONIC] A TOLL COLLECTION SYSTEM IN THIS
23 COMMONWEALTH OR ANY OTHER JURISDICTION.

24 (III) PROHIBIT THE USE OF THE INFORMATION
25 EXCLUSIVELY FOR THE PURPOSE OF BILLING ELECTRONIC TOLL
26 COLLECTION [ACCOUNT HOLDERS] ACCOUNTS, DEDUCTING TOLL
27 CHARGES FROM [THE] AN ACCOUNT [OF AN ACCOUNT HOLDER],
28 ENFORCING TOLL COLLECTION LAWS AND RELATED REGULATIONS OR
29 ENFORCING THE PROVISIONS OF AN ACCOUNT [HOLDER
30 AGREEMENT].

1 (D.1) NOTICE FOR POSTING VIDEO TOLL OR FLAT VIDEO TOLL TO
2 CUSTOMER ACCOUNT.--

3 (1) THE COMMISSION SHALL INDICATE ON AN ACCOUNT
4 STATEMENT IF A VIDEO TOLL HAS BEEN POSTED TO THE CUSTOMER'S
5 ACCOUNT, INCLUDING THE DATE AND THE DOLLAR AMOUNT OF THE
6 VIDEO TOLL.

7 (2) THE COMMISSION SHALL POST NOTICE ON ITS PUBLICLY
8 ACCESSIBLE INTERNET WEBSITE INDICATING AN ACCOUNT MAY BE
9 CHARGED A FLAT VIDEO TOLL IF THE COMMISSION IS UNABLE TO
10 MATCH A LICENSE PLATE IMAGE.

11 (3) THE COMMISSION SHALL NOTIFY THE ACCOUNT UPON THE
12 POSTING OF THE FIRST FLAT VIDEO TOLL TO THE ACCOUNT IN A
13 CALENDAR YEAR IN ACCORDANCE WITH THE PREFERENCES INDICATED IN
14 THE ACCOUNT. THE NOTIFICATION SHALL INCLUDE:

15 (I) INFORMATION ON PROPER PLACEMENT OF THE
16 ELECTRONIC TOLL COLLECTION DEVICE.

17 (II) INFORMATION REGARDING REPLACEMENT OF THE
18 ELECTRONIC TOLL COLLECTION DEVICE.

19 (III) NOTICE THAT FAILURE TO RESPOND MAY RESULT IN
20 ADDITIONAL FLAT VIDEO TOLLS AND ADMINISTRATIVE FEES
21 POSTED TO THE ACCOUNT.

22 (IV) OTHER INFORMATION AS DETERMINED BY THE
23 COMMISSION.

24 (4) THE COMMISSION SHALL PROVIDE FOR AN APPEAL PROCESS.

25 * * *

26 SECTION 3. SECTION 8121 OF TITLE 74 IS AMENDED TO READ:

27 § 8121. ANNUAL HEARING AND REPORTS.

28 (A) DUTY TO TESTIFY.--UPON REQUEST, AT LEAST ONE COMMISSION
29 MEMBER SHALL TESTIFY AT A PUBLIC HEARING BEFORE THE
30 APPROPRIATIONS COMMITTEE OF THE SENATE AND THE APPROPRIATIONS

1 COMMITTEE OF THE HOUSE OF REPRESENTATIVES EACH YEAR TO PRESENT
2 INFORMATION ON TURNPIKE OPERATIONS AND COORDINATION WITH OTHER
3 STATE AGENCIES.

4 (B) DUTY TO REPORT.--

5 (1) NO LATER THAN OCTOBER 1, 2022, AND EACH OCTOBER 1
6 THEREAFTER, THE COMMISSION SHALL SUBMIT A REPORT TO THE
7 GENERAL ASSEMBLY SUMMARIZING TOLL REVENUES THAT ARE COLLECTED
8 AND UNCOLLECTED, AND PROJECTED TO BE COLLECTED AND
9 UNCOLLECTED, INCLUDING THE REASONS THAT THE TOLL REVENUES ARE
10 UNCOLLECTED, DURING THE PRIOR FISCAL YEAR.

11 (2) THE REPORT SHALL BE SUBMITTED TO THE FOLLOWING:

12 (I) THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
13 TRANSPORTATION COMMITTEE OF THE SENATE.

14 (II) THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
15 TRANSPORTATION COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

16 (3) THE REPORT SHALL INCLUDE THE FOLLOWING INFORMATION:

17 (I) THE DOLLAR AMOUNT OF TOLL REVENUES COLLECTED AND
18 PROJECTED TO BE COLLECTED DURING THE PRIOR FISCAL YEAR.

19 (II) THE DOLLAR AMOUNT AND PERCENTAGE OF TOLL
20 REVENUES COLLECTED AND PROJECTED TO BE COLLECTED DURING
21 THE PRIOR FISCAL YEAR BY COLLECTION METHOD.

22 (III) THE DOLLAR AMOUNT AND PERCENTAGE OF TOLLS
23 UNCOLLECTED AND PROJECTED TO BE UNCOLLECTED DURING THE
24 PRIOR FISCAL YEAR.

25 (IV) A BREAKDOWN OF UNCOLLECTED TOLLS DETAILING THE
26 REASON FOR FAILURE TO COLLECT, INCLUDING AN UNREADABLE OR
27 MISSING LICENSE PLATE, AN UNDELIVERABLE ADDRESS OR AN
28 UNPAID INVOICE.

29 (C) FEASIBILITY STUDY.--

30 (1) THE COMMISSION SHALL CONDUCT A FEASIBILITY STUDY TO

1 ASSESS ALTERNATIVE ELECTRONIC TOLL COLLECTION PAYMENT

2 OPTIONS. THE STUDY SHALL INCLUDE:

3 (I) A REVIEW OF THIRD-PARTY ORGANIZATIONS THAT
4 PROCESS ACCOUNTS AND TRANSACTIONS FOR TOLL COLLECTION
5 THROUGH ELECTRONIC FUNDS TRANSFER.

6 (II) A REVIEW OF ELECTRONIC PUSH NOTIFICATION ALERTS
7 WITH THE GOAL OF POSTING A NOTIFICATION WITHIN 24 HOURS
8 OF THE TRANSACTION POSTING TO A CUSTOMER'S ACCOUNT OR AS
9 SOON AS PRACTICABLE IF A VALID ACCOUNT IS NOT RECOGNIZED
10 AT THE TIME OF THE TRANSACTION.

11 (III) REVIEW OF THE COMMISSION'S EXISTING CUSTOMER
12 PAYMENT APPLICATION.

13 (IV) RECOMMENDATIONS FROM THE COMMISSION.

14 (2) THE STUDY SHALL BE COMPLETED WITHIN ONE YEAR OF THE
15 EFFECTIVE DATE OF THIS SUBSECTION AND COPIES SHALL BE
16 SUBMITTED TO THE FOLLOWING:

17 (I) THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
18 TRANSPORTATION COMMITTEE OF THE SENATE.

19 (II) THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
20 TRANSPORTATION COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

21 SECTION 4. TITLE 75 IS AMENDED BY ADDING A SECTION TO READ:

22 § 1324. CONTRIBUTIONS FOR THE PREVENTION OF CHILD ABUSE AND
23 NEGLECT.

24 (A) GENERAL RULE.--WITHIN ONE YEAR OF THE EFFECTIVE DATE OF
25 THIS SECTION, THE DEPARTMENT SHALL PROVIDE FOR ALL OF THE
26 FOLLOWING:

27 (1) ABILITY OF A PERSON RENEWING A DRIVER'S LICENSE OR
28 IDENTIFICATION CARD ELECTRONICALLY THROUGH THE DEPARTMENT'S
29 PUBLICLY ACCESSIBLE INTERNET WEBSITE TO MAKE A CONTRIBUTION
30 OF \$5 TO THE CHILDREN'S TRUST FUND.

1 (2) ABILITY OF A PERSON RENEWING A VEHICLE REGISTRATION
2 ELECTRONICALLY THROUGH THE DEPARTMENT'S PUBLICLY ACCESSIBLE
3 INTERNET WEBSITE TO MAKE A CONTRIBUTION OF \$5 TO THE
4 CHILDREN'S TRUST FUND.

5 (B) IMPLEMENTATION.--

6 (1) A CONTRIBUTION UNDER SUBSECTION (A) SHALL BE ADDED,
7 AS APPROPRIATE, TO THE REGULAR FEE FOR:

8 (I) A RENEWAL OF A DRIVER'S LICENSE OR
9 IDENTIFICATION CARD; AND

10 (II) A RENEWAL OF A VEHICLE REGISTRATION.

11 (2) ONE CONTRIBUTION UNDER SUBSECTION (A) MAY BE MADE
12 FOR:

13 (I) EACH RENEWAL OF A DRIVER'S LICENSE OR
14 IDENTIFICATION CARD; AND

15 (II) EACH RENEWAL OF A VEHICLE REGISTRATION.

16 (C) USE.--CONTRIBUTIONS MADE UNDER SUBSECTION (A) SHALL BE
17 USED BY THE CHILDREN'S TRUST FUND BOARD EXCLUSIVELY FOR THE
18 PREVENTION OF CHILD ABUSE AND NEGLECT.

19 (D) DEPOSITS.--THE DEPARTMENT SHALL DETERMINE ANNUALLY THE
20 TOTAL AMOUNT DESIGNATED UNDER THIS SECTION AND SHALL REPORT THE
21 AMOUNT TO THE STATE TREASURER WHO SHALL TRANSFER THE AMOUNT FROM
22 THE MOTOR LICENSE FUND TO THE CHILDREN'S TRUST FUND.

23 (E) INFORMATION.--THE DEPARTMENT SHALL PROVIDE ADEQUATE
24 INFORMATION CONCERNING THE CONTRIBUTION FOR THE PREVENTION OF
25 CHILD ABUSE AND NEGLECT IN ITS INSTRUCTIONS FOR THE APPLICANTS
26 DESCRIBED IN SUBSECTION (A). THE INFORMATION CONCERNING THE
27 CONTRIBUTION SHALL INCLUDE THE ADDRESS OF THE CHILDREN'S TRUST
28 FUND TO WHICH CONTRIBUTIONS MAY BE SENT BY INDIVIDUALS WISHING
29 TO MAKE ADDITIONAL CONTRIBUTIONS.

30 (F) REPORTING.--THE CHILDREN'S TRUST FUND BOARD SHALL

1 INCLUDE IN ITS ANNUAL REPORT REQUIRED UNDER SECTION 5(6) OF THE
2 ACT OF DECEMBER 15, 1988 (P.L.1235, NO.151), KNOWN AS THE
3 CHILDREN'S TRUST FUND ACT, THE AMOUNT RECEIVED FROM THE
4 CONTRIBUTIONS AUTHORIZED BY THIS SECTION AND HOW THE FUNDS WERE
5 USED.

6 (G) REIMBURSEMENT.--THE CHILDREN'S TRUST FUND SHALL
7 REIMBURSE THE MOTOR LICENSE FUND FOR THE ACTUAL COSTS INCURRED
8 BY THE DEPARTMENT IN THE ADMINISTRATION OF THIS SECTION.

9 (H) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING
10 WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
11 SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

12 "CHILDREN'S TRUST FUND." THE FUND CREATED UNDER SECTION 8 OF
13 THE CHILDREN'S TRUST FUND ACT.

14 "CHILDREN'S TRUST FUND BOARD." THE BOARD CREATED UNDER
15 SECTION 4 OF THE CHILDREN'S TRUST FUND ACT.

16 SECTION 5. SECTION 1332(B) OF TITLE 75 IS AMENDED AND THE
17 SECTION IS AMENDED BY ADDING A SUBSECTION TO READ:
18 § 1332. DISPLAY OF REGISTRATION PLATE.

19 * * *

20 (B) OBSCURING PLATE.--IT IS UNLAWFUL TO DISPLAY ON ANY
21 VEHICLE A REGISTRATION PLATE WHICH:

22 (1) IS SO DIRTY AS TO PREVENT THE READING OF THE NUMBER
23 OR LETTERS THEREON AT A REASONABLE DISTANCE;

24 (2) IS ILLEGIBLE, OBSCURED, COVERED OR OTHERWISE
25 OBSTRUCTED IN ANY MANNER WHICH INHIBITS THE PROPER OPERATION
26 OF AN AUTOMATED RED LIGHT ENFORCEMENT SYSTEM IN PLACE
27 PURSUANT TO SECTION 3116 (RELATING TO AUTOMATED RED LIGHT
28 ENFORCEMENT SYSTEMS IN FIRST CLASS CITIES) OR 3117 (RELATING
29 TO AUTOMATED RED LIGHT ENFORCEMENT SYSTEMS IN CERTAIN
30 MUNICIPALITIES) OR ANY OTHER AUTOMATED ENFORCEMENT SYSTEM

1 AUTHORIZED BY THIS TITLE OR AN ELECTRONIC TOLL COLLECTION
2 SYSTEM AS AUTHORIZED UNDER 74 PA.C.S. § 8117 (RELATING TO
3 ELECTRONIC TOLL COLLECTION);

4 (3) IS [~~OTHERWISE~~] ILLEGIBLE, OBSCURED, COVERED OR
5 OTHERWISE OBSTRUCTED IN ANY MANNER AT A REASONABLE DISTANCE
6 [~~OR IS OBSCURED IN ANY MANNER; OR~~];

7 (4) IS ILLEGIBLE, OBSCURED, COVERED OR OTHERWISE
8 OBSTRUCTED IN [~~A~~] ANY MANNER WHICH INHIBITS THE VISIBILITY OF
9 THE ISSUING JURISDICTION AT A REASONABLE DISTANCE[~~.~~]; OR

10 (5) HAS A TINTED PLATE COVER.

11 (B.1) CONSTRUCTION.--NOTHING UNDER SUBSECTION (B) SHALL BE
12 CONSTRUED TO PROHIBIT A VEHICLE FROM BEING AFFIXED WITH A
13 REGISTRATION PLATE FRAME THAT MINIMALLY OUTLINES THE
14 REGISTRATION PLATE IN SUCH A MANNER THAT THE REGISTRATION
15 PLATE'S NUMBER AND ISSUING JURISDICTION IS IDENTIFIABLE BY AN
16 AUTOMATED ENFORCEMENT SYSTEM UNDER SUBSECTION (B) (2) OR BY LAW
17 ENFORCEMENT.

18 * * *

19 SECTION 6. TITLE 75 IS AMENDED BY ADDING SECTIONS TO READ:

20 § 1352.2. POLLINATOR CONSERVATION REGISTRATION PLATE.

21 THE DEPARTMENT, IN CONSULTATION WITH THE DEPARTMENT OF
22 AGRICULTURE, SHALL DESIGN A SPECIAL POLLINATOR CONSERVATION
23 REGISTRATION PLATE. UPON APPLICATION OF ANY PERSON, ACCOMPANIED
24 BY A FEE OF \$38 WHICH SHALL BE IN ADDITION TO THE REGISTRATION
25 FEE, THE DEPARTMENT SHALL ISSUE THE PLATE FOR A PASSENGER CAR,
26 MOTOR HOME, TRAILER OR TRUCK WITH A REGISTERED GROSS WEIGHT OF
27 NOT MORE THAN 14,000 POUNDS. THE POLLINATOR HABITAT PROGRAM FUND
28 SHALL RECEIVE \$25 OF THE FEE PAID BY THE APPLICANT FOR THE
29 PLATE.

30 § 1363.1. AFGHANISTAN AND IRAQ VETERANS PLATE.

1 UPON APPLICATION OF ANY PERSON WHO IS A VETERAN OF THE
2 LIBERATION OR OCCUPATION OF AFGHANISTAN AND IRAQ, ACCOMPANIED BY
3 A FEE OF \$23 WHICH SHALL BE IN ADDITION TO THE REGISTRATION FEE
4 AND BY DOCUMENTATION AS THE DEPARTMENT SHALL REQUIRE, THE
5 DEPARTMENT SHALL ISSUE TO THE PERSON A SPECIAL REGISTRATION
6 PLATE DESIGNATING THE VEHICLE SO LICENSED AS BELONGING TO A
7 PERSON WHO IS A VETERAN OF AFGHANISTAN AND IRAQ. THE SPECIAL
8 REGISTRATION PLATE MAY BE USED ONLY ON A PASSENGER CAR OR TRUCK
9 WITH A REGISTERED GROSS WEIGHT OF NOT MORE THAN 14,000 POUNDS.
10 § 1366.2. Blue Star Family plate.

11 (a) General rule.--Upon application of a family member of a
12 person who is an active duty service member in the military,
13 including a reserve component or National Guard, accompanied by
14 a fee of \$23 which shall be in addition to the ~~annual~~ <--
15 registration fee and by such documentation as the department
16 shall require, the department shall issue to the family member a
17 special registration plate designating the vehicle so licensed
18 as belonging to a family member of a person serving on active
19 duty in the military, including a reserve component or National
20 Guard. The department shall design and produce the special
21 registration plate carrying the Blue Star which signifies that a
22 family member is an active duty service member, including a
23 reserve component or National Guard. The words "Blue Star
24 Family" shall be clearly displayed along the bottom of the
25 plate. The special registration plate may be used only on a
26 passenger car or truck with a registered gross weight of not
27 more than 14,000 pounds.

28 (b) Documentation required.--An applicant for a Blue Star
29 Family plate shall certify on a form approved by the department
30 that the applicant is a family member of a person who is an

1 active duty service member in the military, including a reserve
2 component or National Guard.

3 (c) Construction.--Nothing in this section shall be
4 construed to require:

5 (1) A person issued a Blue Star Family plate to return
6 the plate to the department if a family member no longer
7 serves on active duty in the military, including a reserve
8 component or National Guard.

9 (2) The department to periodically verify that a person
10 issued a Blue Star Family plate has a family member serving
11 on active duty in the military, including a reserve component
12 or National Guard, after the initial issuance of the plate.

13 (d) Definition.--As used in this section, the term "family
14 member" includes the following:

15 (1) Mother.

16 (2) Father.

17 (3) Stepmother.

18 (4) Stepfather.

19 (5) Mother through adoption.

20 (6) Father through adoption.

21 (7) Foster mother in loco parentis.

22 (8) Foster father in loco parentis.

23 (9) Son.

24 (10) Daughter.

25 (11) Stepson.

26 (12) Stepdaughter.

27 (13) Son by adoption.

28 (14) Daughter by adoption.

29 (15) Brother.

30 (16) Sister.

1 (17) Half-brother.

2 (18) Half-sister.

3 (19) Grandfather.

4 (20) Grandmother.

5 (21) Spouse.

6 SECTION 7. SECTION 1380(A)(1), (C)(2), (D), (E) AND (H) OF <--
7 TITLE 75 ARE AMENDED TO READ:

8 § 1380. SUSPENSION OF REGISTRATION UPON UNPAID TOLLS.

9 (A) GENERAL RULE.--

10 (1) THE DEPARTMENT SHALL SUSPEND THE REGISTRATION OF A
11 VEHICLE UPON NOTIFICATION FROM A TOLLING ENTITY THAT THE
12 OWNER OR REGISTRANT OF THE VEHICLE HAS EITHER:

13 (I) FAILED TO PAY OR DEFAULTED IN THE PAYMENT OF
14 [~~SIX~~] FOUR OR MORE [~~VIOLATIONS~~] INVOICES ISSUED UNDER 74
15 P.A.C.S. § 8116(A) (RELATING TO COLLECTION AND DISPOSITION
16 OF TOLLS AND OTHER REVENUE) OR 8117(A)(1) (RELATING TO
17 ELECTRONIC TOLL COLLECTION), INCLUDING VIOLATION NOTICES
18 ISSUED PRIOR TO MARCH 16, 2020, OR OTHER LAW, REGULATION,
19 ORDINANCE OR STANDARD APPLICABLE TO THE TOLL COLLECTION
20 OR PAYMENT REQUIREMENTS FOR A TOLLING ENTITY; OR

21 (II) INCURRED UNPAID TOLLS OR ADMINISTRATIVE FEES OR
22 COSTS THAT COLLECTIVELY TOTAL A MINIMUM OF [~~\$500~~] \$250,
23 REGARDLESS OF THE NUMBER OF [~~VIOLATIONS~~] UNPAID INVOICES.

24 * * *

25 (C) NOTICE TO DEPARTMENT.--

26 * * *

27 (2) WHEN A TOLLING ENTITY HAS PROVIDED NOTICE UNDER THIS
28 SUBSECTION AND ALL OF THE [~~VIOLATIONS~~] UNPAID INVOICES ARE
29 SUBSEQUENTLY PAID, DISMISSED, REVERSED ON APPEAL OR CANCELED,
30 THE TOLLING ENTITY SHALL NOTIFY THE DEPARTMENT ELECTRONICALLY

1 IN A FORMAT PRESCRIBED BY THE DEPARTMENT OF THE DISPOSITION
2 OF THE [VIOLATION] UNPAID INVOICE AND SHALL PROVIDE THE OWNER
3 OR REGISTRANT WITH A RELEASE FROM THE SUSPENSION.

4 (D) PERIOD OF SUSPENSION.--A SUSPENSION UNDER SUBSECTION (A)
5 SHALL CONTINUE UNTIL THE DEPARTMENT RECEIVES NOTICE FROM THE
6 TOLLING ENTITY THAT THE [VIOLATIONS] UNPAID INVOICES ARE PAID,
7 DISMISSED, REVERSED ON APPEAL OR CANCELED OR THE OWNER OR
8 REGISTRANT ENTERS INTO AN AGREEMENT WITH THE TOLLING ENTITY TO
9 MAKE INSTALLMENT PAYMENTS FOR TOLLS, ADMINISTRATIVE FEES AND
10 COSTS IMPOSED AND PAYS THE FEE PRESCRIBED IN SECTION 1960
11 (RELATING TO REINSTATEMENT OF OPERATING PRIVILEGE OR VEHICLE
12 REGISTRATION), PROVIDED THAT THE SUSPENSION MAY BE REIMPOSED BY
13 THE DEPARTMENT IF THE OWNER OR REGISTRANT FAILS TO MAKE REGULAR
14 INSTALLMENT PAYMENTS.

15 (E) ADDITIONAL SUSPENSION.--THE DEPARTMENT SHALL IMPOSE AN
16 ADDITIONAL PERIOD OF REGISTRATION SUSPENSION IF, SUBSEQUENT TO
17 THE ISSUANCE OF A SUSPENSION UNDER SUBSECTION (A) BUT PRIOR TO
18 THE RESTORATION OF THE REGISTRATION, THE DEPARTMENT IS NOTIFIED
19 BY THE TOLLING ENTITY THAT THE OWNER OR REGISTRANT HAS FAILED TO
20 PAY, FAILED TO RESPOND OR DEFAULTED IN THE PAYMENT OF AN
21 ADDITIONAL [VIOLATION] INVOICE ISSUED UNDER 74 PA.C.S. § 8116(A)
22 (RELATING TO COLLECTION AND DISPOSITION OF TOLLS AND OTHER
23 REVENUE) OR 8117(A) (1).

24 * * *

25 (H) [THREE-YEAR STATUTE] STATUTE OF LIMITATIONS.--NO
26 SUSPENSION MAY BE IMPOSED BASED UPON A VIOLATION OF 74 PA.C.S. §
27 8117(A) (1) OR SIMILAR PROVISION FROM ANOTHER STATE MORE THAN
28 [THREE] FIVE YEARS AFTER THE VIOLATION IS COMMITTED.

29 * * *

30 SECTION 8. SECTION 1905 OF TITLE 75 IS AMENDED BY ADDING A

1 SUBSECTION TO READ:

2 § 1905. PAYMENTS TO SPECIAL FUNDS.

3 * * *

4 (D) POLLINATOR HABITAT PROGRAM FUND.--TWENTY-FIVE DOLLARS OF
5 EACH FEE RECEIVED UNDER SECTION 1352.2 (RELATING TO POLLINATOR
6 CONSERVATION REGISTRATION PLATE) SHALL BE CREDITED TO THE
7 POLLINATOR HABITAT PROGRAM FUND, ESTABLISHED AS FOLLOWS:

8 (1) THE POLLINATOR HABITAT PROGRAM FUND IS ESTABLISHED
9 AS A SPECIAL FUND IN THE STATE TREASURY FOR THE PURPOSE OF
10 PROVIDING SUPPORT FOR ROADSIDE POLLINATOR INITIATIVES.

11 (2) ALL MONEY IN THE POLLINATOR HABITAT PROGRAM FUND IS
12 ANNUALLY APPROPRIATED TO THE DEPARTMENT AND MAY BE EXPENDED
13 FOR THE PURPOSES AUTHORIZED UNDER THIS SUBSECTION.

14 (3) ESTIMATES OF AMOUNTS TO BE EXPENDED UNDER THIS
15 SUBSECTION SHALL BE SUBMITTED TO THE GOVERNOR BY THE
16 DEPARTMENT FOR APPROVAL.

17 (4) THE STATE TREASURER SHALL NOT HONOR ANY REQUISITION
18 FOR EXPENDITURES BY THE DEPARTMENT IN EXCESS OF ESTIMATES
19 APPROVED BY THE GOVERNOR OR IN EXCESS OF THE AMOUNT AVAILABLE
20 FOR THE PURPOSES FOR WHICH THE REQUISITION WAS MADE,
21 WHICHEVER IS THE LESSER AMOUNT.

22 SECTION 9. SECTION 6110.1(C) AND (F) OF TITLE 75 ARE AMENDED
23 TO READ:

24 § 6110.1. FARE EVASION.

25 * * *

26 (C) CONSTRUCTION.--PROSECUTION OF A VIOLATION OF THIS
27 SECTION SHALL NOT PRECLUDE PROSECUTION UNDER SECTION 1332
28 (RELATING TO DISPLAY OF REGISTRATION PLATE), 1380 (RELATING TO
29 SUSPENSION OF REGISTRATION UPON UNPAID TOLLS), 7122 (RELATING TO
30 ALTERED, FORGED OR COUNTERFEIT DOCUMENTS AND PLATES) OR 7124

1 (RELATING TO FRAUDULENT USE OR REMOVAL OF REGISTRATION PLATE).

2 * * *

3 (F) DEFINITION.--AS USED IN THIS SECTION, THE TERM

4 "AFFIRMATIVE ACTION" INCLUDES:

5 (1) [REMOVING A LICENSE PLATE FROM A VEHICLE TO IMPEDE
6 ELECTRONIC TOLL COLLECTION;] OPERATING A VEHICLE WITHOUT A
7 LICENSE PLATE AND VALID VEHICLE REGISTRATION;

8 (2) OPERATING A VEHICLE WITHOUT A VALID ELECTRONIC TOLL
9 COLLECTION DEVICE AND INSTALLING A MECHANISM WHICH ROTATES,
10 CHANGES, BLOCKS OR OTHERWISE MECHANICALLY ALTERS THE ABILITY
11 OF A LICENSE PLATE TO BE READ BY A [VIOLATION ENFORCEMENT
12 SYSTEM] TOLL COLLECTION SYSTEM;

13 (3) INSTALLING A [MECHANICAL APPARATUS] DEVICE UPON A
14 VEHICLE WHICH SERVES THE SOLE PURPOSE OF MASKING, HIDING OR
15 MANIPULATING THE TRUE WEIGHT OF THE VEHICLE AS IT APPEARS TO
16 A MECHANICAL SCALE;

17 (4) CONSPIRING WITH AN INDIVIDUAL OR GROUP OF
18 INDIVIDUALS TO ALTER, LOWER OR EVADE PAYMENT OF CORRECT
19 TOLLS; [AND]

20 (5) UNAUTHORIZED USE OF A PENNSYLVANIA TURNPIKE PRIVATE
21 GATE ACCESS OR OTHERWISE UNAUTHORIZED MOVEMENT ENTERING OR
22 EXITING THE TURNPIKE OTHER THAN AT APPROVED [INTERCHANGES.]
23 TOLLING POINTS; AND

24 (6) OPERATING A VEHICLE WITHOUT A VALID ELECTRONIC TOLL
25 COLLECTION DEVICE AND ALTERING, OBSTRUCTING, COVERING,
26 DISTORTING, MANIPULATING OR REMOVING A LICENSE PLATE FROM A
27 VEHICLE TO IMPEDE ELECTRONIC TOLL COLLECTION.

28 Section 2 10. This act shall take effect ~~in 120 days.~~ AS <--
29 FOLLOWS:

30 (1) THE FOLLOWING SHALL TAKE EFFECT IMMEDIATELY:

1 (I) THIS SECTION.

2 (II) THE AMENDMENT OR ADDITION OF 75 PA.C.S. §
3 1332(B)(2), (3) AND (4) AND (B.1).

4 (2) THE ADDITION OF 75 PA.C.S. § 1324 SHALL TAKE EFFECT
5 IN 180 DAYS.

6 (3) THE ADDITION OF 75 PA.C.S. §§ 1352.2, 1363.1, 1366.2
7 AND 1905(D) SHALL TAKE EFFECT IN 120 DAYS.

8 (4) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT IN 60
9 DAYS.