

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

SENATE BILL

No. 1301 Session of  
2014

---

INTRODUCED BY VOGEL, SCHWANK, YAW AND WHITE, MARCH 25, 2014

---

REFERRED TO AGRICULTURE AND RURAL AFFAIRS, MARCH 25, 2014

---

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, in powers of department and local authorities,  
3 further providing for promulgation of rules and regulations  
4 by department.

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

7 Section 1. Section 6103(c) of Title 75 of the Pennsylvania  
8 Consolidated Statutes is amended to read:

9 § 6103. Promulgation of rules and regulations by department.

10 \* \* \*

11 (c) Adoption of Federal statute, regulation, standard or  
12 criteria.--The department shall be authorized to adopt by  
13 reference any Federal statute, regulation, standard or criteria  
14 or provision thereof relating to vehicles or drivers, including,  
15 but not limited to, minimum driver qualifications, maximum hours  
16 of service, loading, unloading, hazardous materials, operation,  
17 equipment, records and inspection[.] subject to the following:

18 (1) The department shall be authorized to extend the  
19 coverage of any Federal statute, regulation, standard or

1 criteria adopted under this subsection to vehicles and  
2 drivers operating only in intrastate commerce, except as  
3 follows:

4 (iii) No Federal statute, regulation, standard or  
5 criteria shall be extended to cover farm [tractors or  
6 drivers of farm tractors, regardless of whether the farm  
7 tractor is operated as a combination.] vehicles with a  
8 biennial certificate of exemption or combinations powered  
9 by the farm vehicles or to drivers of the vehicles or  
10 combinations, that are operated in accordance with  
11 section 1302(10) (relating to vehicles exempt from  
12 registration), except for vehicles and combinations  
13 transporting hazardous materials in quantities that  
14 require the vehicle or combination to be placarded in  
15 accordance with department regulations.

16 (iv) No Federal statute, regulation, standard or  
17 criteria shall be extended to cover implements of  
18 husbandry [other than farm tractors, farm vehicles or  
19 drivers of these vehicles, regardless of whether the  
20 vehicle is operated as a combination, provided that:

21 (A) the vehicle's or combination's gross weight,  
22 gross vehicle weight rating or gross combination  
23 weight rating does not equal or exceed 26,001 pounds;

24 (B) the vehicle or combination is not carrying  
25 hazardous materials in an amount that requires the  
26 towing or towed vehicle to be placarded under Chapter  
27 83 (relating to hazardous materials transportation);  
28 and

29 (C) the vehicle or combination is not designed  
30 or used to transport 16 or more people, including the

1 driver.] exempt from the registration, or  
2 combinations powered by the implements or to drivers  
3 of the vehicles or combinations, that are operated or  
4 moved in accordance with section 1302(2.1) or (2.2),  
5 exempt for implements and combinations transporting  
6 hazardous materials in quantities that require the  
7 vehicle or combination to be placarded in accordance  
8 with the department regulations.

9 [(v) For purposes of this paragraph, the term "farm  
10 tractors" includes tractors designed for off-road  
11 agricultural use, combines, crop pickers, crop and forage  
12 harvesters, threshers, plows, tillers, planters, seeders,  
13 field sprayers, forage cutters, balers and similar  
14 vehicles that are infrequently operated or moved upon  
15 highways and that are used by a farmer in agricultural  
16 production.]

17 (1.1) (Reserved).

18 [(2) The regulations promulgated by the department under  
19 paragraph (1) may be modified, but shall, to the maximum  
20 extent possible, be consistent with safety and correspond to  
21 Federal regulations, standards or criteria.

22 (3) The regulations promulgated by the department under  
23 paragraph (1) shall not cause the forfeiture or withholding  
24 of Federal funding. If a regulation promulgated under  
25 paragraph (1) results in a forfeiture or withholding of  
26 Federal funding, the regulation shall be void, and the  
27 department shall publish notice of the voided regulation in  
28 the Pennsylvania Bulletin.]

29 \* \* \*

30 Section 2. This act shall take effect in 60 days.