

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 748 Session of 2023

INTRODUCED BY ARGALL, SCHWANK, MASTRIANO, BARTOLOTTA, CULVER, VOGEL, COSTA, BREWSTER, TARTAGLIONE, KANE AND KEARNEY, MAY 31, 2023

SENATOR LANGERHOLC, TRANSPORTATION, AS AMENDED, JUNE 27, 2023

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in rules of the road in general, further providing
3 for automated speed enforcement systems in active work zones
4 and for pilot program for automated speed enforcement system
5 on designated highway.

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

8 Section 1. Section 3369(e) (1), (h) (1) and (3) (iv) and (vi),
9 (j) (1) and (k) and 3370 heading, (a) and (q) of Title 75 of the
10 Pennsylvania Consolidated Statutes are amended to read:

11 § 3369. Automated speed enforcement systems in active work
12 zones.

13 \* \* \*

14 (e) Penalty.--

15 (1) [If a person violates this section as a first
16 offense, the person shall receive a written warning.] The
17 penalty for a first violation under this section shall be a
18 fine of \$25.

19 \* \* \*

1 (h) Authority and duties of department and Pennsylvania  
2 Turnpike Commission.--

3 (1) The department and Pennsylvania Turnpike Commission  
4 shall establish [a five-year] an automated speed enforcement  
5 system program [not later than 18 months following the  
6 effective date of this section].

7 \* \* \*

8 (3) \* \* \*

9 (iv) [Remaining] Beginning with the fourth year of  
10 the program, remaining fines shall be allocated by the  
11 department or Pennsylvania Turnpike Commission for the  
12 last two years to develop a Work Zone and Highway Safety  
13 Program. At a minimum, funds from the Work Zone and  
14 Highway Safety Program shall be used for improvement  
15 projects and countermeasures to improve the safety in  
16 work zones and on highways. Funds may also be used to  
17 increase awareness of distracted driving and  
18 transportation enhancements established under section  
19 3116 (relating to automated red light enforcement systems  
20 in first class cities).

21 \* \* \*

22 [(vi) If the five-year program is not extended by  
23 the General Assembly, any remaining fines remitted to the  
24 department or Pennsylvania Turnpike Commission shall be  
25 used as provided under subparagraph (iv).]

26 \* \* \*

27 (j) Contest.--

28 (1) An owner may, within 30 days of the mailing of the  
29 notice, request a hearing to contest liability by appearing  
30 before the system administrator either personally or by an

1 authorized agent or by mailing a request in writing on the  
2 prescribed form. The hearing may be in person or remotely  
3 through live-stream synchronous video conferencing or similar  
4 virtual presence technology. Appearances in person and  
5 remotely shall be only at the locations, except for remote  
6 hearings, and times set by the system administrator.

7 \* \* \*

8 [(k) Expiration.--This section shall expire five years from  
9 the effective date of this section.]

10 § 3370. [Pilot program] Program for automated speed enforcement  
11 system on designated highway.

12 (a) General rule.--A [pilot] program is established to  
13 provide for an automated speed enforcement system on [the] a  
14 designated highway[.] as follows:

15 (1) A city of the first class, upon passage of an  
16 ordinance, is authorized to enforce section 3362 (relating to  
17 maximum speed limits) by recording violations using an  
18 automated speed enforcement system approved by the  
19 department.

20 (2) This section shall only be applicable in a city of  
21 the first class in areas agreed upon by the system  
22 administrator and the Secretary of Transportation using the  
23 automated speed enforcement system on U.S. Route 1 (Roosevelt  
24 Boulevard) between Ninth Street and the Philadelphia County  
25 line shared with Bucks County.

26 \* \* \*

27 [(q) Expiration.--This section shall expire five years from  
28 its effective date.]

29 Section 2. This act shall take effect ~~in 60 days.~~ AS

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30 FOLLOWS:

1           (1) THE AMENDMENT OF 75 PA.C.S. § 3369(E) (1) SHALL TAKE  
2 EFFECT IN 120 DAYS.

3           (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT  
4 IMMEDIATELY.