
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 887 Session of 2015

INTRODUCED BY COSTA, BARTOLOTTA, TEPLITZ, TARTAGLIONE, FONTANA,
WARD, SCHWANK, DINNIMAN, WILEY, STEFANO, SMITH, YUDICHAK,
TOMLINSON, RAFFERTY, AUMENT, VULAKOVICH, HUGHES AND MENSCH,
JUNE 12, 2015

REFERRED TO TRANSPORTATION, JUNE 12, 2015

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in rules of the road in general, further providing
3 for duty of driver in construction and maintenance areas or
4 on highway safety corridors and for duty of driver in
5 emergency response areas.

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

8 Section 1. Section 3326 of Title 75 of the Pennsylvania
9 Consolidated Statutes is amended by adding a subsection to read:

10 § 3326. Duty of driver in construction and maintenance areas or
11 on highway safety corridors.

12 * * *

13 (c.2) Penalties for bodily injury or death.--In addition to
14 any other penalty prescribed by law, a driver who violates this
15 section and causes bodily injury to, serious bodily injury to
16 or the death of a worker acting in the worker's official
17 capacity or on a highway safety corridor designated under
18 section 6105.1 commits an offense and shall, upon conviction, as

1 follows:

2 (1) For causing bodily injury as defined in 18 Pa.C.S. §
3 2301 (relating to definitions), pay a fine of not more than
4 \$1,000.

5 (2) For causing serious bodily injury, pay a fine of not
6 more than \$5,000 and surrender the individual's driver's
7 license for a period of six months in accordance with section
8 1540 (relating to surrender of license).

9 (3) For causing death, pay a fine of not more than
10 \$10,000 and surrender the individual's driver's license for a
11 period of one year in accordance with section 1540.

12 * * *

13 Section 2. Section 3327(b.1) and (e) of Title 75 are amended
14 and the section is amended by adding a subsection to read:
15 § 3327. Duty of driver in emergency response areas.

16 * * *

17

18 (b.1) Suspension of operating privilege.--

19 [The] (1) Except as otherwise provided in paragraph (2),
20 the department shall suspend the operating privilege of any
21 person for 90 days upon receiving a certified record of the
22 driver's conviction, adjudication of delinquency or admission
23 into a preadjudication program for a violation of subsection
24 (a), if the certified conviction indicates the violation
25 resulted in serious bodily injury to another person. The
26 license shall be surrendered in accordance with section 1540
27 (relating to surrender of license).

28 (2) Upon receiving a certified record of the driver's
29 conviction, adjudication of delinquency or admission into a
30 preadjudication program for a violation of subsection (a), in

1 accordance with section 1540, the department shall suspend
2 the operating privilege of the driver in accordance with the
3 following:

4 (i) For a period of six months if the certified
5 conviction indicates the violation resulted in the
6 serious bodily injury of an emergency service responder.

7 (ii) For a period of one year if the certified
8 conviction indicates the violation resulted in the death
9 of an emergency service responder.

10 (b.2) Penalties for bodily injury or death.--In addition to
11 any other penalty prescribed by law, a driver who violates this
12 section and causes bodily injury to, serious bodily injury to or
13 the death of a worker acting in the worker's official capacity
14 or on a highway safety corridor designated under section 6105.1
15 (relating to designation of highway safety corridors) commits an
16 offense and shall, upon conviction, as follows:

17 (1) For causing bodily injury as defined in 18 Pa.C.S. §
18 2301 (relating to definitions), pay a fine of not more than
19 \$1,000.

20 (2) For causing serious bodily injury, pay a fine of not
21 more than \$5,000.

22 (3) For causing death, pay a fine of not more than
23 \$10,000.

24 * * *

25 (e) Fines to be doubled.--In addition to any penalty as
26 provided in subsection [(b)] (b.2), the fine for any of the
27 following violations when committed in an emergency response
28 area manned by emergency service responders shall be double the
29 usual amount:

30 Section 3102 (relating to obedience to authorized persons

1 directing traffic).

2 Section 3111 (relating to obedience to traffic-control
3 devices).

4 Section 3114 (relating to flashing signals).

5 Section 3302 (relating to meeting vehicle proceeding in
6 opposite direction).

7 Section 3303 (relating to overtaking vehicle on the
8 left).

9 Section 3304 (relating to overtaking vehicle on the
10 right).

11 Section 3305 (relating to limitations on overtaking on
12 the left).

13 Section 3306 (relating to limitations on driving on left
14 side of roadway).

15 Section 3307 (relating to no-passing zones).

16 Section 3310 (relating to following too closely).

17 Section 3312 (relating to limited access highway
18 entrances and exits).

19 Section 3323 (relating to stop signs and yield signs).

20 Section 3325 (relating to duty of driver on approach of
21 emergency vehicle).

22 Section 3361 (relating to driving vehicle at safe speed).

23 Section 3707 (relating to driving or stopping close to
24 fire apparatus).

25 Section 3710 (relating to stopping at intersection or
26 crossing to prevent obstruction).

27 Section 3714 (relating to careless driving).

28 Section 3736 (relating to reckless driving).

29 Section 3802 (relating to driving under influence of
30 alcohol or controlled substance).

1 * * *

2 Section 3. This act shall take effect in 60 days.