

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2132 Session of 2019

INTRODUCED BY MALAGARI, STEPHENS, SCHLOSSBERG, BOBACK, McNEILL, FREEMAN, SANCHEZ, STAATS, CIRESI, DEASY, SNYDER, HILL-EVANS, READSHAW, HOWARD, DeLUCA, SCHWEYER, JOHNSON-HARRELL, KORTZ, HARKINS, SAPPEY, HANBIDGE, DRISCOLL AND YOUNGBLOOD, DECEMBER 16, 2019

REFERRED TO COMMITTEE ON TRANSPORTATION, DECEMBER 16, 2019

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
 2 Statutes, in licensing of drivers, further providing for  
 3 schedule of convictions and points; and, in rules of the road  
 4 in general, further providing for prohibiting text-based  
 5 communications.

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

8 Section 1. Sections 1535(a) and 3316(d) of Title 75 of the  
 9 Pennsylvania Consolidated Statutes are amended to read:

10 § 1535. Schedule of convictions and points.

11 (a) General rule.--A point system for driver education and  
 12 control is hereby established which is related to other  
 13 provisions for use, suspension and revocation of the operating  
 14 privilege as specified under this title. Every driver licensed  
 15 in this Commonwealth who is convicted of any of the following  
 16 offenses shall be assessed points as of the date of violation in  
 17 accordance with the following schedule:

18 Section Number	Offense	Points
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1	1512	Violation of restriction on	
2		driver's license.	2
3	1571	Violation concerning license.	3
4	3102	Failure to obey policeman or	
5		authorized person.	2
6	3111.1	Obedience to traffic-control	
7		devices warning of hazardous	
8		conditions.	2
9	3112(a)(3)(i)	Failure to stop for a red	
10	or (ii)	light.	3
11	3114(a)(1)	Failure to stop for a flashing	
12		red light.	3
13	3302	Failure to yield half of	
14		roadway to oncoming vehicle.	3
15	3303	Improper passing.	3
16	3304	Other improper passing.	3
17	3305	Other improper passing.	3
18	3306(a)(1)	Other improper passing.	4
19	3306(a)(2)	Other improper passing.	3
20	3306(a)(3)	Other improper passing.	3
21	3307	Other improper passing.	3
22	3310	Following too closely.	3
23	<u>3316(d)(3)</u>	<u>Using text-based</u>	
24		<u>communications.</u>	<u>3</u>
25		<u>(and 90 days' suspension)</u>	
26	3321	Failure to yield to driver on	
27		the right at intersection.	3
28	3322	Failure to yield to oncoming	
29		driver when making left turn.	3
30	3323(b)	Failure to stop for stop sign.	3

1	3323 (c)	Failure to yield at yield	
2		sign.	3
3	3324	Failure to yield when entering	
4		or crossing roadway between	
5		intersections.	3
6	3332	Improper turning around.	3
7	3341 (a)	Failure to obey signal	
8		indicating approach of train.	2
9	3341 (b)	Failure to comply with	
10		crossing gate or barrier.	4
11		(and 30 days' suspension)	
12	3342 (b) or (e)	Failure to stop at railroad	
13		crossings.	4
14	3344	Failure to stop when entering	
15		from alley, driveway or	
16		building.	3
17	3345 (a)	Failure to stop for school bus	
18		with flashing red lights.	5
19		(and 60 days' suspension)	
20	3361	Driving too fast for	
21		conditions.	2
22	3362	Exceeding maximum speed.--Over	
23		Limit:	
24		6-10	2
25		11-15	3
26		16-25	4
27		26-30	5
28		31-over	5
29		(and departmental hearing	
30		and sanctions provided	

1		under section 1538(d))	
2	3365(b)	Exceeding special speed limit	
3		in school zone.	3
4		(and 60 days' suspension	
5		for a second or subsequent	
6		offense)	
7	3365(c)	Exceeding special speed limit	
8		for trucks on downgrades.	3
9	3542(a)	Failure to yield to pedestrian	
10		in crosswalk.	2
11	3547	Failure to yield to pedestrian	
12		on sidewalk.	3
13	3549(a)	Failure to yield to blind	
14		pedestrian.	3
15	3702	Improper backing.	3
16	3714(a)	Careless driving.	3
17	3745	Leaving scene of accident	
18		involving property damage	
19		only.	4

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21 § 3316. Prohibiting text-based communications.

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23 (d) Penalty.--A person who violates subsection (a) commits a  
 24 summary offense and shall, upon conviction, be sentenced [to pay  
 25 a fine of \$50.]:

26 (1) For a first offense, to pay a fine of not less than  
 27 \$200 nor more than \$400.

28 (2) For a second offense, to pay a fine of not less than  
 29 \$400 nor more than \$600.

30 (3) For a third or subsequent offense, to pay a fine of

1     not less than \$600 nor more than \$800.

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