
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. **495**

Session of
1961

INTRODUCED BY MR. MULLIN, APRIL 10, 1961.

REFERRED TO COMMITTEE ON HIGHWAYS, APRIL 10, 1961.

AN ACT

Amending the act of April 29, 1959 (P. L. 58) entitled "An act consolidating and revising the Vehicle Code the Tractor Code the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership possession and use of vehicles and tractors" permitting magistrates to accept affidavits by the registered owner disclosing the name of the actual operator of a motor vehicle at the time of a traffic violation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

EXPLANATION—CAPITAL LETTERS indicate new matter added to bill. Matter stricken through is to be omitted from bill. Underscoring indicates new matter added to existing law. [Brackets] indicate matter stricken from existing law.

1 Section 1 Section 1212 act of April 29 1959 (P L 58) known as
2 "The Vehicle Code" amended July 13 1959 (P L 534) is amended to
3 read

4 Section 1212 Registration Number Prima Facie Evidence In any
5 proceeding for a violation of the provisions of this act or any local ordi-
6 nance rule or regulation the registration plate displayed on such vehicle
7 or tractor shall be prima facie evidence that the owner of such vehicle
8 or tractor was then operating the same If at any hearing or proceeding
9 the owner shall testify under oath or affirmation that he was not operat-
10 ing the said vehicle or tractor at the time of the alleged violation of this
11 act or any local ordinance rule or regulation and shall submit himself to
12 an examination as to who at that time was operating such vehicle or
13 tractor and reveal the name of the person if known to him or [if the in-
14 formation is made in a county other than that of his own residence]
15 shall forward to the magistrate an affidavit setting forth these facts then
16 the prima facie evidence arising from the registration plate shall be
17 overcome and removed and the burden of proof shifted

We certify that this bill has passed the Senate and the House of Representatives.

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Chief Clerk, Senate

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President pro tempore, Senate

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Speaker, House of Representatives

Approved The day of A. D. 1961.

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Governor