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THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No.

191

Session of

1961

MESSRS. ROONEY, SEYLER, HAYS, SESLER AND YATRON,
IN PLACE, FEBRUARY 8, 1961.

AS AMENDED ON THIRD READING, IN HOUSE OF
REPRESENTATIVES, AUGUST 9, 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" REQUIRING THE NOTICE OF CONVICTION FOR VIOLATIONS IN OTHER STATES TO CONTAIN A CERTIFIED RECORD OF THE CONVICTION AND REQUIRING THE SAME TO BE MADE AVAILABLE including

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

additional buses within the provisions relating to school buses
further providing for the operation of school buses and lights
located thereon and providing penalties

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

1 Section 1 Clause (d) subsection (4) of section 849 act of April 29
2 1959 (P L 58) known as "The Vehicle Code" amended December 10
3 1959 (P L 1740) is amended to read

4 SECTION 1 SUBSECTION (E) OF SECTION 618 ACT OF
5 APRIL 29 1959 (P L 58) KNOWN AS "THE VEHICLE CODE"
6 AMENDED APRIL 28 1961 (P L 108) IS AMENDED TO READ

7 SECTION 618 SUSPENSION OF LICENSES OR OPERATING
8 PRIVILEGES

9 * * *

10 (E) THE SECRETARY IS HEREBY AUTHORIZED AFTER
11 A HEARING BEFORE THE SECRETARY OR HIS REPRESENTA-
12 TIVE OR UPON FAILURE OF THE SAID PERSON TO APPEAR
13 AT SUCH HEARING TO SUSPEND THE OPERATOR'S LICENSE
14 OR LEARNER'S PERMIT OF ANY PERSON LICENSED IN THIS
15 COMMONWEALTH UPON RECEIVING NOTICE OF THE CON-

1 VICTION OF SUCH PERSON IN ANOTHER STATE OF AN
2 OFFENSE THEREIN WHICH IF COMMITTED IN THIS COM-
3 MONWEALTH WOULD BE GROUNDS FOR THE SUSPENSION
4 OR REVOCATION OF THE LICENSE OF AN OPERATOR BUT
5 IF THE OPERATOR'S PRIVILEGES OF SUCH PERSON HAS
6 BEEN SUSPENDED IN THE OTHER STATE THEN SUCH
7 SUSPENSION SHALL BE FOR THE SAME PERIOD OF TIME AS
8 THAT PROVIDED IN THE SUSPENSION BY THE OTHER
9 STATE AND NO PART OF THE SUSPENSION ORDERED BY
10 THE SECRETARY SHALL BE SERVED AFTER THE EXPIRA-
11 TION OF THE SUSPENSION IMPOSED BY THE OTHER STATE
12 THE NOTICE OF THE CONVICTION MUST BE SENT BY THE
13 MOTOR VEHICLE OR TRACTOR ADMINISTRATOR AND CON-
14 TAIN A CERTIFIED RECORD OF THE CONVICTION IN SUCH
15 OTHER STATE AND SHALL BE MADE AVAILABLE TO THE
16 PENNSYLVANIA OPERATOR OR HIS REPRESENTATIVE

17 * * *

18 SECTION 2 CLAUSE (9) OF SUBSECTION (B) OF SECTION
19 840 OF THE ACT AMENDED DECEMBER 10 1959 (P L 1749) IS
20 AMENDED TO READ

Section 840 School Buses Safety Requirements

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(b) No person shall own or operate a school bus carrying school children on the highways of this Commonwealth that in addition to the other requirements of this act does not conform with the following

* * *

(9) ~~Every~~ school bus originally titled in Pennsylvania prior to the effective date of this amending act shall in addition to any other equipment and distinctive markings required by this act be equipped with one (1) signal lamp visible from the front and one (1) other visible from the rear each showing a flashing red light~~}. Every school bus ~~originally~~ titled in Pennsylvania on or after the effective date of this amending act shall and every motor bus or motor omnibus operated by common carriers of passengers holding a certificate of public convenience issued by the Public Utility Commission while being used exclusively for the transportation of school children between their homes and school shall on and after August 1 1962 in addition to any other equipment and distinctive markings required by this act be equipped with two alternately flashing signal lamps visible from the front and two alternately flashing~~

1 signal lamps visible from the rear each showing a flashing red light
2 Each lamp shall be mounted as high as practicable upon the body of
3 the bus Each such additional device shall be plainly visible to operators
4 of approaching vehicles in normal sunlight and at night from a distance
5 of [one hundred (100)] five hundred (500) feet to the front or rear
6 as the case may be shall not project a glaring light and shall be of
7 types approved by the secretary

8 * * *

9 Penalty Any person violating any of the provisions of this section
10 shall upon summary conviction before a magistrate be sentenced to pay
11 a fine of not less than ten dollars (\$10.00) and not more than twenty-
12 five dollars (\$25.00) and costs of prosecution and in default of the
13 payment thereof shall undergo imprisonment for not less than five (5)
14 days and not more than ten (10) days

15 Section 2 3 Clauses (11) and (12) of subsection (b) section 840 and
16 subsection (c) section 1002 of the act are amended to read

17 Section 840 School Buses Safety Requirements

18 * * *

19 (b) No person shall own or operate a school bus carrying school
20 children on the highways of this Commonwealth that in addition to the

1 other requirements of this act does not conform with the following

2 * * *

3 (11) Whenever school bus loading zones have been established at
4 or near a school or along a highway it shall be unlawful for a school
5 bus operator to stop his bus to pick up or discharge pupils at any loca-
6 tion other than at such loading zones

7 The school bus operator when operating on a highway with four
8 (4) or more travelable lanes shall not stop to pick up or discharge pupils
9 who must cross the highway

10 The provisions of this paragraph shall not apply within business or
11 residence districts where there are curbs and sidewalks

12 For the purpose of this clause school bus operators shall include
13 operators of buses operated by common carriers of passengers holding
14 certificates of public convenience issued by the Public Utility Commis-
15 sion that are being used exclusively for the transportation of school
16 children to or from school and are in compliance with the requirements
17 of clauses (7) and (9)

18 (12) The provisions of clause (7) of this section requiring labeling
19 and of clause (9) requiring alternately flashing red lights shall apply to
20 all buses when used exclusively for the transportation of school chil-

1 dren whether or not the bus is owned and operated by a person or com-
2 pany subject to the jurisdiction of the Pennsylvania Public Utility
3 Commission but none of the other provisions of [said clause or of clause
4 (9)] clause (7) of this section shall apply to buses subject to the juris-
5 diction of the Public Utility Commission

6 The provisions of clause (7) requiring labeling and the provision
7 of clause (9) requiring alternately flashing red lights shall not apply
8 to any bus operated by a common carrier of passengers holding a cer-
9 ificate of public convenience issued by the Public Utility Commission
10 when being used to transport school children within business or resi-
11 dence districts where there are curbs and sidewalks

12 Penalty Any person violating any of the provisions of this section
13 shall upon summary conviction before a magistrate be sentenced to pay
14 a fine of not less than ten dollars (\$10.00) and not more than twenty-five
15 (\$25.00) and costs of prosecution and in default of the payment there-
16 of shall undergo imprisonment for not less than five (5) days and not
17 more than ten (10) days

18 Section 1002 Restrictions as to Speed

19 * * *

1 (c) Subject to the provisions of subsections (a) and (b) of this sec-
2 tion it shall be unlawful for the following kinds types and classes of
3 vehicles to be operated at a greater speed than hereinafter provided ex-
4 cept when such vehicles are being operated on highways under the su-
5 pervision and control of a turnpike commission in which case subject to
6 speed restrictions by such turnpike commission as hereinbefore pro-
7 vided the maximum speed limits shall be twenty (20) miles per hour
8 greater than hereinafter provided

9 Commercial motor vehicles and truck tractors R class fifty (50)
10 miles per hour

11 Motor buses and omnibuses while being used exclusively for the
12 transportation of school children between their homes and school fifty
13 (50) miles per hour on highways having four (4) or more lanes or forty
14 (40) miles per hour on highways having less than four (4) lanes

15 School buses as defined in subsection (a) of section 840 fifty (50)
16 miles per hour on highways having four (4) or more lanes or forty
17 (40) miles per hour on highways having less than four (4) lanes

18 All other commercial motor vehicles and truck tractors all com-
19 binations of commercial motor vehicles or truck tractors and trailers
20 or semi-trailers fifty (50) miles per hour on highways having four (4)

1 or more lanes or forty (40) miles per hour on highways having less than
2 four (4) lanes

3 * * *

4 Penalty Any person violating any of the provisions of this section
5 shall upon summary conviction before a magistrate be sentenced to
6 pay a fine of ten dollars (\$10.00) and costs of prosecution and in de-
7 fault of payment thereof shall undergo imprisonment for not more
8 than five (5) days

9 Section 3 4 Section 1018 of the act amended August 6 1959 (P L
10 653) is amended to read

11 Section 1018 Passing and Operating School Buses

12 [(a) On highways having roadways not divided by safety islands
13 or physical traffic separation installation the driver of any vehicle ap-
14 proaching or overtaking a school bus conforming to the requirements
15 of this act which is being used solely for the transportation of children
16 to or from school and which has stopped for the purpose of receiving
17 or discharging one or more school children shall stop his vehicle not less
18 than ten (10) feet from the school bus and keep his vehicle stationary
19 until every school child shall have entered the bus or every school child]

1 [leaving the school bus at that place shall have alighted and reached the
2 side of the highway

3 (b) On highways having dual or multiple roadways separated by
4 safety islands or physical traffic separation installations the driver of
5 any vehicle overtaking a school bus which has stopped for the purpose
6 of receiving or discharging one or more school children shall stop his
7 vehicle not less than ten (10) feet from the school bus and keep his
8 vehicle stationary until every school child shall have entered the bus
9 or until every school child leaving the school bus at that place shall
10 have alighted and reached the side of the highway

11 (c) On highways having dual or multiple roadways separated by
12 safety islands or physical traffic separation installations the driver of a
13 vehicle on another roadway approaching a school bus which has stopped
14 for the purpose of receiving or discharging any school child shall reduce
15 the speed of his vehicle to not more than fifteen (15) miles per hour and
16 shall not resume normal speed until his vehicle has passed the school
17 bus and any child who may have alighted therefrom or is about to enter
18 the school bus

19 (d) Whenever a school bus is parked at the curb for the purpose of
20 receiving children directly from a school or discharging children to en-]

1 [ter a school which is located on the same side of the street as that on
2 which the school bus is parked drivers of vehicles shall be permitted to
3 pass the school bus without stopping but at a speed not in excess of
4 fifteen (15) miles per hour

5 (e) The driver of any school bus being used solely for the trans-
6 portation of children to or from school shall not start his bus until
7 every child who may have alighted therefrom shall have reached a place
8 of safety]

9 (a) The driver of any vehicle approaching or overtaking a school
10 bus which has stopped on the highway or in an established school bus
11 loading zone and has in operation the alternately flashing red signal
12 lamps provided in section 840 (b) (9) shall stop his vehicle not less than
13 ten (10) feet to the front or rear of the school bus and shall keep his
14 vehicle stationary until the alternately flashing red signal lamps are no
15 longer activated If the alternately flashing red signal lamps are not ac-
16 tivated the driver of any approaching or overtaking vehicle shall be
17 permitted to pass the school bus without stopping but at a speed not in
18 excess of twenty-five (25) miles per hour

19 (b) The driver of any school bus being used solely for the transpor-
20 tation of children between their homes and school shall activate the

1 alternately flashing red signal lamps only when approaching within two
2 hundred and fifty (250) feet to two hundred (200) feet of an estab-
3 lished school bus loading zone for the purpose of receiving or discharg-
4 ing school children and such flashing signals shall be kept in operation
5 until all pupils have boarded or alighted from the bus and have reached
6 a place of safety The driver shall not permit any pupil to board or
7 alight from a school bus until visible approaching and overtaking traffic
8 has stopped The driver shall not start his bus until every child who may
9 have alighted therefrom shall have reached a place of safety

10 (c) The driver of any school bus shall not activate the alternately
11 flashing red signal lamps within business or residence districts where
12 there are curbs and sidewalks when parked at the curb for the purpose
13 of receiving children directly from a school or discharging children to
14 enter a school which is located on the same side of the street as that
15 on which the school bus is parked or when stopped off the traveled por-
16 tion of a highway having four (4) or more traveled lanes

17 (d) For the purpose of this section school bus shall be as defined in
18 section 840 (a) and shall include buses operated by common carriers of
19 passengers holding certificates of public convenience issued by the Pub-
20 lic Utility Commission that are being used exclusively for the trans-

1 portation of school children to or from school and are in compliance
2 with the requirements of subsection (b) (7) and (9) of section 840 of
3 this act

4 Penalty Any person violating any of the provisions of this section
5 shall upon summary conviction before a magistrate be sentenced to pay
6 a fine of twenty-five dollars (\$25.00) and costs of prosecution and in
7 default of payment thereof shall undergo imprisonment for not more
8 than ten (10) days

9 Section 4 5 This act shall take effect August 1 1962 except that the
10 amendments TO SUBSECTION (E) OF SECTION 618 AND to sub-
11 section (c) of section 1002 shall take effect immediately

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. 1901.

.....
Governor