

HOUSE REPRINT

Printer's No.—1277

Previous Printer's Nos. 197, 564, 1165, 1194, 1195, 1225

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 29, 1961.

## AN ACT

Amending the act of April 29, 1959 (P. L. 58) entitled "An act con-  
solidating and revising the Vehicle Code the Tractor Code the  
Motor Vehicle Financial Responsibility Act and other acts re-  
lating to the ownership, possession and use of vehicles and trac-  
tors" **REQUIRING THE NOTICE OF CONVICTION FOR  
VIOLATIONS IN OTHER STATES TO CONTAIN A CER-  
TIFIED RECORD OF THE CONVICTION AND REQUIR-  
ING THE SAME TO BE MADE AVAILABLE** including

**EXPLANATION**—CAPITAL LETTERS indicate new matter added to bill. Matter stricken through-  
out 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 (b) of section 840 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 23 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 1 CLAUSE (9) OF SUBSECTION (B) OF SECTION  
19 840 OF THE ACT OF APRIL 29 1959 (P L 58) KNOWN AS "THE

1 VEHICLE CODE" AMENDED DECEMBER 10 1959 (P L 1749) IS

2 AMENDED TO READ

3 Section 840 School Buses Safety Requirements

4 \* \* \*

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

8 \* \* \*

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

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

9 \* \* \*

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

16 Section 232 Clauses (11) and (12) of subsection (b) section 840 and  
17 subsection (c) section 1002 of the act are amended to read

18 Section 840 School Buses Safety Requirements

19 \* \* \*

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

4 \* \* \*

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

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

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

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

1 (12) The provisions of clause (7) of this section requiring labeling  
2 and of clause (9) requiring alternately flashing red lights shall apply to  
3 all buses when used exclusively for the transportation of school chil-  
4 dren whether or not the bus is owned and operated by a person or com-  
5 pany subject to the jurisdiction of the Pennsylvania Public Utility  
6 Commission but none of the other provisions of [said clause or of clause  
7 (9)] clause (7) of this section shall apply to buses subject to the juris-  
8 diction of the Public Utility Commission

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

15 Penalty Any person violating any of the provisions of this section  
16 shall upon summary conviction before a magistrate be sentenced to pay  
17 a fine of not less than ten dollars (\$10.00) and not more than twenty-five  
18 (\$25.00) and costs of prosecution and in default of the payment there-  
19 of shall undergo imprisonment for not less than five (5) days and not  
20 more than ten (10) days

1 Section 1002 Restrictions as to Speed

2 \* \* \*

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

11 Commercial motor vehicles and truck tractors R class fifty (50)  
12 miles per hour

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

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

1 All other commercial motor vehicles and truck tractors all com-  
2 binations of commercial motor vehicles or truck tractors and trailers  
3 or semi-trailers fifty (50) miles per hour on highways having four (4)  
4 or more lanes or forty (40) miles per hour on highways having less than  
5 four (4) lanes

6 \* \* \*

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

12 Section 3 4 3 Section 1018 of the act amended August 6 1959 (P. L.  
13 653) SUBSECTION (F) ADDED JUNE 7 1961 (ACT NO 153) is  
14 amended to read

15 Section 1018 Passing and Operating School Buses

16 [(a) On highways having roadways not divided by safety islands  
17 or physical traffic separation installation the driver of any vehicle ap-  
18 proaching or overtaking a school bus conforming to the requirements  
19 of this act which is being used solely for the transportation of children  
20 to or from school and which has stopped for the purpose of receiving]

1 [or discharging one or more school children shall stop his vehicle not less  
2 than ten (10) feet from the school bus and keep his vehicle stationary  
3 until every school child shall have entered the bus or every school child  
4 leaving the school bus at that place shall have alighted and reached the  
5 side of the highway

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

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

1 [bus and any child who may have alighted therefrom or is about to enter  
2 the school bus

3 (d) Whenever a school bus is parked at the curb for the purpose of  
4 receiving children directly from a school or discharging children to en-  
5 ter a school which is located on the same side of the street as that on  
6 which the school bus is parked drivers of vehicles shall be permitted to  
7 pass the school bus without stopping but at a speed not in excess of  
8 fifteen (15) miles per hour

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

13 (a) The driver of any vehicle approaching or overtaking a school  
14 bus which has stopped on the highway or in an established school bus  
15 loading zone and has in operation the alternately flashing red signal  
16 lamps provided in section 840 (b) (9) shall stop his vehicle not less than  
17 ten (10) feet to the front or rear of the school bus and shall keep his  
18 vehicle stationary until the alternately flashing red signal lamps are no  
19 longer activated If the alternately flashing red signal lamps are not ac-  
20 tivated the driver of any approaching or overtaking vehicle shall be

1 permitted to pass the school bus without stopping but at a speed not in  
2 excess of twenty-five (25) miles per hour

3 (b) The driver of any school bus being used solely for the transpor-  
4 tation of children between their homes and school shall activate the  
5 alternately flashing red signal lamps only when approaching within two  
6 hundred and fifty (250) feet to two hundred (200) ONE HUNDRED  
7 (100) feet of an established school bus loading zone for the purpose of  
8 receiving or discharging school children and such flashing signals shall  
9 be kept in operation until all pupils have boarded or alighted from the  
10 bus and have reached a place of safety The driver shall not permit any  
11 pupil to board or alight from a school bus until ~~visible~~ approaching and  
12 overtaking traffic has stopped The driver shall not start his bus until  
13 every child who may have alighted therefrom shall have reached a place  
14 of safety

15 (c) The driver of any school bus shall not activate the alternately  
16 flashing red signal lamps within business or residence districts where  
17 there are curbs and sidewalks when parked at the curb for the purpose  
18 of receiving children directly from a school or discharging children to  
19 enter a school which is located on the same side of the street as that

1 on which the school bus is parked or when stopped off the traveled por-  
2 tion of a highway having four (4) or more traveled lanes

3 (d) For the purpose of this section school bus shall be as defined in  
4 section 840 (a) and shall include buses operated by common carriers of  
5 passengers holding certificates of public convenience issued by the Pub-  
6 lic Utility Commission that are being used exclusively for the trans-  
7 portation of school children to or from school and are in compliance  
8 with the requirements of subsection (b) (7) and (9) of section 840 of  
9 this act

10 **[(F)] (E) THE SECRETARY OF HIGHWAYS SHALL ERECT**  
11 **AND MAINTAIN AT ALL MAJOR VEHICULAR ENTRANCE**  
12 **POINTS INTO THIS COMMONWEALTH FROM ADJOINING**  
13 **STATES SIGNS GIVING NOTICE OF THE PROVISIONS OF**  
14 **THIS SECTION REGULATING THE PASSING OF SCHOOL**  
15 **BUSES AND THE PENALTY FOR VIOLATION THEREOF**

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

1 Section 4 5 4 This act shall take effect August 1 1962 except that the  
2 amendments ~~TO SUBSECTION (E) OF SECTION 618 AND~~ to sub-  
3 section (o) of section 1002 shall take effect immediately

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

.....  
Chief Clerk, Senate

.....  
President pro tempore, Senate

.....  
Speaker, House of Representatives

Approved The ..... day of ..... A. D. 1961.

.....  
Governor