

No. 1979-55

AN ACT

HB 654

Amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the registration, licensing, operation and movement under permits of farm vehicles, implements of husbandry and fertilizer equipment.

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

Section 1. Sections 1302, 1311, 1335, 1337(a), 1344 and 1924 of Title 75, act of November 25, 1970 (P.L.707, No.230), known as the Pennsylvania Consolidated Statutes, are amended to read:

§ 1302. Vehicles [subject to] *exempt from* registration.

[(a) General rule.—No vehicle shall be operated upon any highway in this Commonwealth until the vehicle is properly registered with the department as provided in this chapter.]

(b) Exceptions.—Subsection (a) does not apply to the following:]

(a) General rule.—The following types of vehicles are exempt from registration:

(1) Any vehicle *used* in conformance with the provisions of this chapter relating to dealers, persons registered under any of the miscellaneous motor vehicle business classes or nonresidents.

(2) Any implement of husbandry or trailer determined by the department to be used exclusively for agricultural operations and only incidentally operated upon highways.

[(i) A certificate of exemption shall be required for trailers.]

(ii)] Vehicles exempt from registration under this paragraph shall be used exclusively upon a farm or farms owned or operated by the owner of the vehicle or upon highways between:

[(A)] (i) Parts of one *such* farm.

[(B)] (ii) [Farms] Such farms located not more than 25 miles apart.

[(C)] (iii) [A farm] Such farm or farms and a place of business located within a radius of 25 miles from the farm for the purpose of buying or selling agricultural commodities or supplies or for **[the inspection] delivery**, repair or servicing of the vehicle.

(3) Any self-propelled golf cart used for the transportation of persons engaged in the game of golf while crossing any public highway during any game of golf.

(4) Any vehicle moved by special permit as provided for in sections 4965 (relating to single permits for multiple highway crossings), 4966 (relating to permit for movement of quarry equipment), and 4970 (relating to permit for movement of utility construction equipment).

(5) Any vehicle registered and displaying plates issued in a foreign country by the armed forces of the United States for a period of 45 days from the date of the return of the owner to the United States.

(6) Any vehicle owned by a resident legally required to be registered in another state based and used principally outside of this Commonwealth.

(7) Any vehicle moved solely by human or animal power.

(8) Any self-propelled invalid wheel chair.

(9) Any mobile home.

(10) Any farm truck used exclusively upon a farm or farms owned or operated by the owner of the vehicle.

(i) Such a farm truck may be driven upon highways only from sunrise to sunset and between:

(A) Parts of one such farm.

(B) Such farms located not more than ten miles apart.

(C) Such farm or farms and a place of business located within a radius of ten miles from the farm or farms for the purpose of buying or selling agricultural commodities or supplies.

(D) Such farm or farms and a place of business located within a radius of 25 miles from such farm or farms for the purpose of repair or servicing of the farm truck.

(ii) A biennial certificate of exemption shall be required for such a farm truck.

[(c)] (b) Certificate of title required.—No vehicle shall be registered unless a certificate of title has been obtained, if one is required by Chapter 11 (relating to certificate of title and security interests).

§ 1311. Registration card to be signed and exhibited on demand.

(a) Signing card.—Upon receiving the registration card or any duplicate, the registrant shall sign his name in the space provided.

(b) Carrying and exhibiting card.—Every registration card shall, at all times while the vehicle is being operated upon a highway, be in the possession of the person driving or in control of the vehicle or carried in the vehicle and shall be exhibited upon demand of any police officer.

(c) Production to avoid penalty.—No person shall be convicted of violating this section or section **[1302 (relating to vehicles subject to registration)] 1301 (relating to driving unregistered vehicle prohibited)** if the person produces at the office of the issuing authority or at the office of the arresting police officer within five days of the violation, a registration card valid in this Commonwealth at the time of the arrest.

§ 1335. Registration plates for manufacturers and dealers.

(a) General rule.—The department shall issue to dealers and manufacturers licensed by the State Board of Motor Vehicle Manufacturers, Dealers and Salesmen of the Department of State special registration plates which may be displayed on vehicles operating on highways in lieu of registering each vehicle individually **[in accordance with the requirements of section 1302(a) (relating to vehicles subject to registration)]**.

(b) Application for plates.—Application for dealer registration plates shall be made by the dealer or manufacturer on a form provided by the department together with a copy of his license from the State Board of Motor Vehicle Manufacturers, Dealers and Salesmen.

(c) Exemption from individual registration.—Vehicles displaying dealer registration plates may be operated on the highway without registering each vehicle individually, provided that the plates are used in accordance with the limitations of section 1336 (relating to use of dealer registration plates).

§ 1337. Use of “Miscellaneous Motor Vehicle Business” registration plates.

(a) General rule.—The department shall issue to owners of miscellaneous motor vehicle businesses special registration plates which may be displayed on vehicles operated on highways in lieu of registering each vehicle individually **[in accordance with the requirements of section 1302(a) (relating to vehicles subject to registration)]**. Registration plates issued under this section may be used only when the vehicle is used for any of the following purposes:

- (1) In the conduct of the miscellaneous motor vehicle business.
- (2) For the personal pleasure or use of the owner of the miscellaneous motor vehicle business or members of their immediate family, or when the business is a corporation, for the pleasure or use of not more than three officers or members of their immediate families, or for the personal use of the regular employees of the business when operated by the employee.

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§ 1344. Use of farm truck plates.

(a) General rule.—A truck bearing farm truck registration plates shall be used exclusively upon a farm or farms owned or operated by the registrant of the vehicle or upon highways between:

- (1) Parts of one *such* farm.
- (2) **[Farms located not more than 25 miles apart.] *Such farms.***
- (3) **[A] *Such a farm or farms*** and a place of business **[located within a radius of 50 miles from the farm or farms]** for the purpose of buying or selling agricultural commodities or supplies or for the inspection, repair or servicing of the vehicle.

(b) Penalty.—Any person violating this section is guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of **[\$25] \$50 and shall, upon conviction for a second or subsequent offense, be sentenced to pay a fine of \$200.**

§ 1924. Farm trucks.

(a) *General rule.*—The annual fee for registration of a farm truck shall be **[\$27] \$51 or one-third of the regular fee, whichever is greater.**

(b) *Certificate of exemption.*—***The biennial processing fee for a certificate of exemption issued in lieu of registration of a farm truck shall be \$12.***

Section 2. Section 1943(b) of Title 75 is repealed.

Section 3. Title 75 is amended by adding a section to read:

§ 1948. Chemical and fertilizer vehicle permits.

The fee for a 45-day permit for the operation of chemical and fertilizer vehicles registered in another state as provided in section 4971 (relating to permit for operation of chemical and fertilizer vehicles) shall be \$50.

Section 4. Section 4921(b) of Title 75 is amended to read:

§ 4921. Width of vehicles.

* * *

(b) [Farm] *Special* vehicles.—[Any implement of husbandry or vehicle loaded with vegetable produce or forage crops and not exceeding ten feet in width may operate between sunrise and sunset on highways other than freeways.]

(1) *Any implement of husbandry or vehicle loaded with vegetable produce or forage crops and not exceeding ten feet in width may be driven, hauled or towed between sunrise and sunset on highways other than freeways.*

(2) *Any implement of husbandry not exceeding 14 feet 6 inches in width may be driven, hauled or towed between sunrise and sunset on highways other than freeways between:*

(i) *Parts of one farm owned or operated by the owner of the implement of husbandry.*

(ii) *Farms owned or operated by the owner of the implement of husbandry located not more than 25 miles apart.*

(iii) (A) *farms; or*

(B) *a farm and a place of business of a mechanic or dealer in implements of husbandry; located not more than 50 miles apart for the purpose of buying, selling, trading, loaning and leasing, demonstrating, repairing or servicing the implement of husbandry.*

(3) *Special mobile equipment not exceeding nine feet two inches in width may be driven, hauled or towed between sunrise and sunset on highways other than freeways.*

(4) *The department may regulate the operation of special vehicles subject to this subsection which regulations may prohibit the operation of special vehicles on certain days or during certain hours.*

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Section 5. Section 4967 of Title 75 is repealed.

Section 6. Title 75 is amended by adding a section to read:

§ 4971. Permit for operation of chemical and fertilizer vehicles.

A permit may be issued for a period of 45 consecutive days authorizing the operation in the Commonwealth of any vehicle registered in another state which is used for the transportation and application of chemicals and fertilizer.

Section 7. This act shall take effect immediately.

APPROVED—The 20th day of July, A. D. 1979.

DICK THORNBURGH