

No. 111

AN ACT

SB 744

Amending the act of November 9, 1965 (P.L.657), entitled "An act regulating the transportation of hazardous substances on highways and toll roads, including the Pennsylvania Turnpike; creating the Hazardous Substances Transportation Board, prescribing its powers, duties and procedures; providing for the imposition of duties upon the Department of Revenue, the State Police and other departments and commissions of the Commonwealth; prescribing penalties; repealing inconsistent acts and making an appropriation," changing board membership and certain powers and duties.

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

Section 1. Subsections (a) and (b) of section 4, and section 10, act of November 9, 1965 (P.L.657), known as the "Hazardous Substances Transportation Act," are amended to read:

Section 4. Creation of Board.—(a) There is hereby established within the Department of **[Revenue] Transportation** a Hazardous Substances Transportation Board, composed of **[eight] seven** ex officio members and seven appointed members.

(b) The **[eight] seven** ex officio members shall be the Secretary of **[Revenue] Transportation**, who shall be the chairman, the Attorney General, the Secretary of Commerce, the Secretary of Labor and Industry, the Secretary of Health, **[the Secretary of Highways,]** the Commissioner of the Pennsylvania State Police, and a member of Pennsylvania Public Utility Commission to be designated by the Governor. Any ex officio member **[except the member of Pennsylvania Public Utility Commission]** may designate a representative of his department to serve in his stead, which representative shall be approved by the Governor. Ex officio members, or their representatives, shall serve without pay.

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Section 10. Enforcement of Regulations.—The board shall, with the approval of the Governor, assign among the several departments and commissions represented by its ex officio members the duty of enforcing its regulations and the several parts thereof. **[It is the intent of this section that a board order or regulation pertaining to vehicle operation shall be enforced by the State Police or by any other department having the duty of enforcing laws pertaining to vehicle operation; that a board order or regulation pertaining to vehicle inspection shall be enforced by the Department of Revenue or by any other department having the duty of enforcing laws pertaining to vehicle inspection; and that in like manner each order or regulation or part thereof shall be enforced by the Bureau of Motor Vehicles.]**

APPROVED—The 6th day of May, A. D. 1970.

RAYMOND P. SHAFER

The foregoing is a true and correct copy of Act of the General Assembly
No. 111.

A handwritten signature in cursive script, appearing to read "Louis J. Kelly".

Secretary of the Commonwealth.