

## No. 206

## AN ACT

## HB 1601

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," authorizing courts to relinquish custody of certain seized vehicles.

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

Section 1. Subsection (a) of section 303, act of April 29, 1959 (P.L.58), known as "The Vehicle Code," is amended to read:

Section 303. Officer to Seize Vehicle Having Defaced Number; Authority to Dispose of Same.—

(a) It shall be the duty of every peace officer having knowledge of a motor vehicle, trailer or semi-trailer on which the manufacturer's serial number has been destroyed, removed, covered, altered or defaced, to immediately seize and take possession of such vehicle, and arrest or file information for the arrest of the supposed owner or custodian thereof. **[It]** *The court, upon petition of the owner or of the person entitled to possession of a seized vehicle may relinquish custody of such vehicle to the person legally entitled thereto upon presentation of proof that a special number plate has been issued by the secretary under the provisions of section 302 of this act. Except as herein otherwise provided, it shall be the duty of the court to retain in custody the seized vehicle, pending prosecution of the person arrested, and in case such person shall be found guilty, said vehicle shall remain in the custody of the court until the fine and costs of prosecution shall be paid: Provided, however, That if ninety (90) days have elapsed after judgment has been rendered, and such fine and costs have not been paid, the court shall proceed to advertise and sell said vehicle in the manner provided by law for the sale of personal property under execution.*

The proceeds from such sale shall be used to pay the fine and costs of prosecution, and the balance, if any, shall be forwarded to the department, and same shall be transmitted to the State Treasury and credited to the "Motor License Fund."

\* \* \*

Section 2. This act shall take effect immediately.

APPROVED—The 24th day of July, A. D. 1970.

RAYMOND P. SHAFER

The foregoing is a true and correct copy of Act of the General Assembly  
No. 206.



*Louis L. Kelly*  
Secretary of the Commonwealth.