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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1147 Session of  
2023

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INTRODUCED BY SCHLOSSBERG, MAKO, BENHAM, CEPEDA-FREYTIZ, DEASY,  
DELOZIER, FLEMING, FLICK, GERGELY, GILLEN, GUENST, HANBIDGE,  
HILL-EVANS, HOWARD, KAZEEM, M. MACKENZIE, MADDEN, MALAGARI,  
MARCELL, MARSHALL, McANDREW, McNEILL, O'MARA, PARKER, PROBST,  
RYNCAVAGE, SANCHEZ, SCHWEYER, SCOTT, SIEGEL, TOMLINSON AND  
WEBSTER, MAY 10, 2023

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REFERRED TO COMMITTEE ON TRANSPORTATION, MAY 10, 2023

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AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, in rules of the road in general, further providing  
3 for meeting or overtaking school bus and for enforcement of  
4 failure to stop for school bus with flashing red lights.

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

7 Section 1. Sections 3345(a.1)(1) and 3345.1 of Title 75 of  
8 the Pennsylvania Consolidated Statutes are amended to read:

9 § 3345. Meeting or overtaking school bus.

10 \* \* \*

11 (a.1) Reports by school bus operators.--

12 (1) The operator of a school bus who observes a  
13 violation of subsection (a) may prepare a signed, written  
14 report which indicates that a violation has occurred.

15 Information and records captured by a side stop signal arm  
16 enforcement system supporting a violation of subsection (a)  
17 may be included in the report. To the extent possible, the

1 report shall include the following information:

2 (i) Information, if any, pertaining to the identity  
3 of the alleged violator.

4 (ii) The license number and color of the vehicle  
5 involved in the violation.

6 (iii) The time and approximate location at which the  
7 violation occurred.

8 (iv) Identification of the vehicle as an automobile,  
9 station wagon, motor truck, motor bus, motorcycle or  
10 other type of vehicle.

11 (v) Whether the school bus is equipped with a side  
12 stop signal arm enforcement system under section 3345.1  
13 (relating to enforcement of failure to stop for school  
14 bus with flashing red lights).

15 \* \* \*

16 § 3345.1. Enforcement of failure to stop for school bus with  
17 flashing red lights.

18 (a) General rule.--A school entity may install and operate a  
19 side stop signal arm enforcement system for the purpose of  
20 enforcing [the provisions of section 3345 (relating to meeting  
21 or overtaking school bus) as reported under section 3345(a.1).]  
22 this section.

23 (a.1) Violation and liability.--

24 (1) A motor vehicle meeting or overtaking a school bus  
25 stopped on a highway or trafficway when the red signal lights  
26 on the school bus are flashing and the side stop signal arms  
27 are activated as described in section 3345 (relating to  
28 meeting or overtaking school bus) is a violation of this  
29 section.

30 (2) The owner of a motor vehicle that violates paragraph

1 (1) shall be liable for the penalty imposed under subsection  
2 (c), unless the owner is convicted of a violation of section  
3 3345 or has a defense under subsection (f).

4 (b) Applicability.--

5 [(1) Except as provided in paragraph (2), this section  
6 shall apply to an owner of a motor vehicle meeting or  
7 overtaking a school bus stopped on a highway or trafficway  
8 when the red signal lights on the school bus are flashing and  
9 the side stop signal arms are activated as described in  
10 section 3345.]

11 (2) Nothing in this section shall supersede the  
12 provisions of:

13 (i) Section 3105(h) (relating to drivers of  
14 emergency vehicles).

15 (ii) Section 3345 (c) or (d).

16 (c) [Liability] Penalty.--For each violation of [section  
17 3345 enforced under] this section, the owner of the motor  
18 vehicle shall be [liable] subject to a penalty as follows:

19 (1) The penalty for the violation shall be a [civil  
20 penalty with a] fine of \$300. The fine shall be distributed  
21 as follows:

22 (i) \$250 to the school district where the violation  
23 occurred, which shall be utilized for the installation,  
24 administration or maintenance of side stop signal arm  
25 enforcement systems, including through a system  
26 administrator contracted with the school district, on  
27 school buses;

28 (ii) \$25 to the primary police department that  
29 reviewed the evidence package [to determine the violation  
30 occurred] as required under subsection (h.2); and

1 (iii) \$25 to the School Bus Safety Grant Program  
2 Account.

3 (1.1) The fine under paragraph (1) shall not be subject  
4 to 42 Pa.C.S. § 3571 (relating to Commonwealth portion of  
5 fines, etc.) or 3573 (relating to municipal corporation  
6 portion of fines, etc.).

7 [(2) A rebuttable presumption shall exist that the owner  
8 of the vehicle was the driver at the time of the alleged  
9 violation.]

10 (3) For each violation under this section, the owner of  
11 the vehicle shall be liable for the fine imposed unless the  
12 owner is convicted of the same violation under section 3345  
13 or has a defense under subsection (f).]

14 (4) A violation under this section shall not:

15 (i) be deemed a criminal conviction;

16 (ii) be made part of the operating record of the  
17 individual upon whom the penalty is imposed under section  
18 1535 (relating to schedule of convictions and points);

19 (iii) be the subject of merit rating for insurance  
20 purposes; or

21 (iv) authorize imposition of surcharge points in the  
22 provision of motor vehicle insurance coverage.

23 (d) Certificate as evidence.--A certificate, or a facsimile  
24 of a certificate, based upon inspection of recorded images  
25 produced by a side stop signal arm enforcement system and sworn  
26 to or affirmed by a [police officer] primary police department  
27 shall be prima facie evidence of the facts contained in it. The  
28 school entity, the system administrator or the contracted  
29 company that provides pupil transportation must include written  
30 documentation that the side stop signal arm enforcement system

1 was operating correctly at the time of the alleged violation. A  
2 recorded image evidencing a violation of this section [3345]  
3 shall be admissible in any judicial or administrative proceeding  
4 to adjudicate the liability for the violation.

5 (e) Limitations.--

6 (1) (i) Notwithstanding any other provision of law,  
7 equipment deployed as part of a side stop signal arm  
8 enforcement system as provided under this section must be  
9 incapable of automated or user-controlled remote  
10 surveillance by means of recorded video images.

11 (ii) Recorded images collected as part of the side  
12 stop signal arm enforcement system may only record  
13 violations of this section [3345] and may not be used for  
14 any other surveillance purposes, except as permitted  
15 under subsection (1.1) and section 3345(a.1).

16 (iii) Restrictions under this paragraph shall not be  
17 deemed to preclude a court of competent jurisdiction from  
18 issuing an order directing that the information be  
19 provided to law enforcement officials if the information  
20 is reasonably described and is requested solely in  
21 connection with a criminal law enforcement action.

22 (1.1) (i) To the extent practical, an automated side  
23 stop signal arm enforcement system shall use necessary  
24 technologies to ensure that photographs or recorded video  
25 images produced by the system shall not identify the  
26 driver, the passengers or the contents of the motor  
27 vehicle.

28 (ii) No [notice of liability issued under] violation  
29 of this section may be dismissed solely because a  
30 photograph or recorded video image allows for the

1 identification of the driver, passengers or contents of  
2 the motor vehicle as long as a reasonable effort has been  
3 made to comply with this paragraph.

4 (2) (i) Notwithstanding any other provision of law,  
5 information prepared under this section and information  
6 relating to violations of [section 3345 enforced under]  
7 this section which [is] are kept by the system  
8 administrator, school entity, contracted company that  
9 provides pupil transportation or primary police  
10 department [of the police officer having the authority to  
11 exercise police power in the area where the violation  
12 occurred], its authorized agents or employees, including  
13 recorded images, written records, reports or facsimiles,  
14 names, addresses and the number of violations under this  
15 section, shall be [for the exclusive use of the  
16 department of the police officer having the authority to  
17 exercise police power in the area where the violation  
18 occurred, its authorized agents or employees and law  
19 enforcement officials] exclusively used for the purpose  
20 of [discharging their duties under] enforcing this  
21 section through side stop signal arm enforcement systems.

22 (ii) The information shall not be deemed a public  
23 record under the act of February 14, 2008 (P.L.6, No.3),  
24 known as the Right-to-Know Law.

25 (iii) The information may be discoverable by court  
26 order or otherwise and may be offered in evidence in any  
27 action or proceeding which is directly related to a  
28 violation of [section 3345 enforced under] this section  
29 or any other violation in connection with a criminal law  
30 enforcement action.

1 (3) Images obtained through the use of a side stop  
2 signal arm enforcement system shall be destroyed within one  
3 year of final disposition of the recorded event. [The vendor  
4 of a side stop signal arm enforcement system] A system  
5 administrator contracted with a school entity shall notify  
6 the school entity by written notice in accordance with this  
7 section that the records have been destroyed.

8 (4) Notwithstanding any other provision of law,  
9 registered motor vehicle owner information obtained as a  
10 result of the operation of a side stop signal arm enforcement  
11 system shall not be the property of the [manufacturer or  
12 vendor of the] system administrator and may not be used for  
13 any purpose other than prescribed in this section.

14 (5) A violation of this subsection shall constitute a  
15 misdemeanor of the third degree punishable by a \$500 fine.  
16 Each violation shall constitute a separate and distinct  
17 offense.

18 (f) Defenses.--

19 [(1) It shall be a defense to a prosecution using a side  
20 stop signal arm enforcement system for a violation under  
21 section 3345 that the person named in the citation was not  
22 operating the vehicle at the time of the violation. The  
23 person shall be required to submit evidence to the court that  
24 the person was not the driver at the time of the alleged  
25 violation.]

26 [(2) The person named in the citation shall not be  
27 required to identify the actual driver of the vehicle at the  
28 time the violation occurred.]

29 (3) It shall be a defense to a violation under this  
30 section that the [person] owner named in the notice of the

1 violation was not operating the motor vehicle at the time of  
2 the violation. The owner may be required to submit evidence  
3 that the owner was not the driver at the time of the alleged  
4 violation. The school entity may not require the owner of the  
5 motor vehicle to disclose the identity of the operator of the  
6 motor vehicle at the time of the violation.

7 (4) If an owner receives a notice of violation under  
8 this section of a time period during which the motor vehicle  
9 was reported to a police department of any state or  
10 municipality as having been stolen, it shall be a defense to  
11 a violation under this section that the motor vehicle has  
12 been reported to a police department as stolen prior to the  
13 time the violation occurred and had not been recovered prior  
14 to that time.

15 (5) It shall be a defense to a violation under this  
16 section that the person receiving the notice of violation was  
17 not the owner of the motor vehicle at the time of the  
18 offense.

19 (g) [Approval] Agreements.--

20 (1) A school entity may enter into an agreement with a  
21 [private vendor or manufacturer to provide a side stop signal  
22 arm enforcement system on each bus within its fleet, whether  
23 owned, contracted or leased, up to and including the  
24 installation, operation and maintenance of the systems.]  
25 system administrator to enforce this section through a side  
26 stop signal arm enforcement system.

27 (2) Except as otherwise provided, an agreement under  
28 [this section] paragraph (1) shall take effect in a school  
29 entity by vote of the local board of school directors. The  
30 meeting to consider approval of a side stop signal arm



1 enforcement system shall be properly noticed under 65 Pa.C.S.  
2 Ch. 7 (relating to open meetings).

3 (3) A school entity shall, prior to the enforcement of  
4 this section through a side stop signal arm enforcement  
5 system, enter into an intergovernmental agreement with a  
6 primary police department to fulfill the requirements of  
7 subsection (h.2). Nothing in this paragraph shall be  
8 construed to require a primary police department to enter  
9 into an intergovernmental agreement with a school entity.

10 (h) [Duty of manufacturer or vendor] Submission of violation  
11 information.--A [manufacturer or vendor of side stop signal arm  
12 enforcement systems] school entity, or a system administrator on  
13 the school entity's behalf, shall submit the following  
14 information regarding a violation of this section to the [police  
15 or] primary police department:

16 (1) A copy of the recorded image showing the motor  
17 vehicle.

18 (2) The license plate number and state of issuance of  
19 the motor vehicle.

20 (3) The date, time and place of the alleged violation.

21 [(h.1) Duty of school district.--A school district may enter  
22 into an intergovernmental agreement with the primary police  
23 department with authority to issue violations using an automated  
24 side stop signal arm enforcement system. The primary police  
25 department is the police department in any municipality in which  
26 the school district is located. If a municipality in which the  
27 school district where the violation occurred is located does not  
28 have its own police department, the school district may petition  
29 the Pennsylvania State Police for review of the evidence package  
30 from the automated side stop signal arm enforcement system.]

1 (h.2) [Duty of police and police department.--Police  
2 officers and police departments enforcing violations of section  
3 3345 and using automated side stop signal arm enforcement  
4 systems shall:] Police review required.--Upon receipt of  
5 violation information under subsection (h), a primary police  
6 department shall:

7 (1) Review submitted evidence [from the manufacturer or  
8 vendor of a system] to determine if there is sufficient  
9 evidence that a violation under this section [3345] occurred  
10 and electronically certify the notice of violation.

11 (2) Provide information to [a] the school [district]  
12 entity or a system administrator on the school entity's  
13 behalf related to the [police or] primary police department's  
14 capacity to view and authorize the notice of violation.

15 [(i) (Reserved).

16 (i.1) Notice of violation, fines and contest.--The following  
17 shall apply:

18 (1) The following shall apply to notice of violation:

19 (i) In the case of a violation involving a vehicle  
20 registered under the laws of this Commonwealth, the  
21 notice of violation must be mailed within 30 days after  
22 the commission of the violation or within 30 days after  
23 the discovery of the identity of the registered owner,  
24 whichever is later, and not thereafter to the address of  
25 the registered owner as listed in the records of the  
26 department.

27 (ii) In the case of vehicles registered in  
28 jurisdictions other than this Commonwealth, the notice of  
29 violation must be mailed within 30 days after the  
30 discovery of the identity of the registered owner and not

1 thereafter to the address of the registered owner as  
2 listed in the records of the official in the jurisdiction  
3 having charge of the registration of the vehicle.

4 (iii) A notice of violation under this section must  
5 be provided to an owner within 90 days of the commission  
6 of the offense.

7 (iv) The notice of violation shall have attached to  
8 it a copy of the recorded image showing the vehicle; the  
9 registration number and state of issuance of the vehicle  
10 registration; the date, time and place of the alleged  
11 violation; that the violation charged is under section  
12 3345 and instructions for return of the notice of  
13 violation; and instructions for how to request a hearing  
14 with the magisterial district judge for the purpose of  
15 contesting liability or notice.

16 (2) The following shall apply to payment of a fine:

17 (i) An owner may admit responsibility for the  
18 violation and pay the fine as indicated on the notice of  
19 violation.

20 (ii) Payment of the fine shall operate as a final  
21 disposition of the civil penalty.

22 (iii) If payment is not received or the owner has  
23 not contested liability within 30 days of original  
24 notice, the police department may turn the matter over to  
25 the Magisterial District Judge where the violation  
26 occurred. The Magisterial District Judge may assess  
27 liability upon the owner for failure to pay the fine or  
28 contest liability.

29 (3) The following shall apply to contesting liability or  
30 notice:

1 (i) An owner to whom a notice of violation has been  
2 issued may, within 30 days of the mailing of the notice,  
3 contest the liability alleged in the notice of violation  
4 by requesting a hearing with the magisterial district  
5 judge where the violation occurred and completing the  
6 payment of applicable civil filing fees.

7 (ii) The primary police department shall file the  
8 notice of violation and supporting documents with the  
9 magisterial district judge where the violation occurred  
10 and the court shall hear and decide the matter.]

11 (i.2) Notice of violation.--

12 (1) Upon certification from a primary police department  
13 that a violation of this section has occurred as required by  
14 subsection (h.2), a school entity or a system administrator  
15 on the school entity's behalf shall initiate an action to  
16 enforce this section by sending an administrative notice of  
17 violation to the registered owner of the motor vehicle  
18 identified by a side stop signal arm enforcement system as  
19 violating this section.

20 (2) The notice of violation shall include all of the  
21 following:

22 (i) A copy of the recorded image showing the motor  
23 vehicle.

24 (ii) The registration number and state of issuance  
25 of the motor vehicle registration.

26 (iii) The date, time and place of the alleged  
27 violation.

28 (iv) Certification of the alleged violation from the  
29 primary police department and written documentation that  
30 the side stop signal arm enforcement system was operating

1 correctly at the time of the alleged violation as  
2 required under subsection (d).

3 (v) Notice that the owner is charged with a  
4 violation of this section.

5 (vi) Instructions for return of the notice of  
6 violation and payment of the fine under subsection (i.3).

7 (vii) Instructions for contesting the violation  
8 under subsection (i.4).

9 (viii) A statement that a violation under this  
10 section:

11 (A) is not deemed a criminal conviction;

12 (B) will not be made part of the operating  
13 record of the individual upon whom the violation of  
14 this section is being imposed;

15 (C) will not be used to determine a merit rating  
16 for insurance purposes; and

17 (D) does not authorize the imposition of  
18 surcharge points in the provision of motor vehicle  
19 insurance coverage.

20 (3) A notice of violation shall be sent by first class  
21 mail as follows:

22 (i) In the case of a violation involving a motor  
23 vehicle registered under the laws of this Commonwealth,  
24 the notice of violation must be mailed within 30 days  
25 after the commission of the violation or within 30 days  
26 after the discovery of the identity of the registered  
27 owner, whichever is later, and not thereafter to the  
28 address of the registered owner listed in the records of  
29 the department.

30 (ii) In the case of motor vehicles registered in

1 jurisdictions other than this Commonwealth, the notice of  
2 violation must be mailed within 30 days after the  
3 discovery of the identity of the registered owner and not  
4 thereafter to the address of the registered owner as  
5 listed in the records of the official in the jurisdiction  
6 having charge of the registration of the motor vehicle.

7 (iii) A notice of violation under this section shall  
8 be invalid unless provided to the registered owner within  
9 90 days of the commission of the violation.

10 (iv) A manual or automatic record of mailing  
11 prepared by a school entity or a system administrator in  
12 the ordinary course of business shall be prima facie  
13 evidence of mailing and shall be admissible in a judicial  
14 or administrative proceeding as to the facts contained in  
15 the notice of violation.

16 (i.3) Payment of fine.--Payment of the fine shall be as  
17 follows:

18 (1) An owner may admit responsibility for the violation  
19 and pay the fine provided in the notice of violation  
20 personally, through an authorized agent, electronically or by  
21 mailing both the payment and notice of violation to the  
22 school entity, or to a system administrator on the school  
23 entity's behalf.

24 (2) Payment of the fine shall operate as a final  
25 disposition of the violation of this section.

26 (3) If payment is not received within 90 days of mailing  
27 of the notice of violation, the school entity or a system  
28 administrator on the school entity's behalf may turn the  
29 matter over to applicable credit collection agencies.

30 (i.4) Contest of violation.--The procedure for contesting a

1 violation of this section shall be as follows:

2 (1) An owner may, within 30 days of the mailing of the  
3 notice of violation, request a hearing to contest liability  
4 by appearing before the school entity or the system  
5 administrator on the school entity's behalf, either  
6 personally or by an authorized agent or by mailing a request  
7 in writing on the prescribed form. A hearing to contest  
8 liability may be in person or be conducted through live-  
9 stream synchronous video conferencing or similar virtual  
10 presence technology and shall be only at the locations and  
11 times set by school entity or the system administrator on the  
12 school entity's behalf.

13 (2) Upon receipt of a hearing request, the school entity  
14 or the system administrator on the school entity's behalf  
15 shall in a timely manner schedule the matter before a hearing  
16 officer designated by the department. Written notice of the  
17 date, time and place of hearing shall be presented or sent by  
18 first class mail to the owner.

19 (3) The hearing shall be informal and the rules of  
20 evidence shall not apply. The decision of the hearing officer  
21 shall be final, subject to the right of the owner to appeal  
22 the decision under paragraph (4).

23 (4) If the owner requests in writing an appeal of the  
24 decision of the hearing officer, the school entity or the  
25 system administrator on the school entity's behalf shall file  
26 the notice of violation and supporting documents with the  
27 office of the magisterial district judge for the magisterial  
28 district where the violation occurred, and the magisterial  
29 district judge shall hear and decide the matter de novo.

30 (5) The school entity or system administrator on the

1 school entity's behalf shall reimburse the department for the  
2 actual cost of the hearing officer designated under paragraph  
3 (2).

4 (j) Department approval.--

5 (1) No side stop signal arm enforcement system may be  
6 used without the approval of the department, which shall have  
7 the authority to promulgate regulations for the certification  
8 and use of such systems.

9 (2) Any system installed prior to the effective date of  
10 this paragraph shall obtain department approval within six  
11 months of the effective date of the temporary regulations  
12 promulgated under paragraph (3).

13 (3) In order to facilitate the prompt implementation of  
14 this section, regulations promulgated by the department under  
15 this section during the two years following the effective  
16 date of this section shall be deemed temporary regulations,  
17 which shall expire no later than [five] seven years following  
18 the effective date of this section or upon promulgation of  
19 final regulations. The temporary regulations shall not be  
20 subject to:

21 (i) Sections 201, 202, 203, 204 and 205 of the act  
22 of July 31, 1968 (P.L.769, No.240), referred to as the  
23 Commonwealth Documents Law.

24 (ii) The act of June 25, 1982 (P.L.633, No.181),  
25 known as the Regulatory Review Act.

26 (iii) Section 204(b) of the act of October 15, 1980  
27 (P.L.950, No.164), known as the Commonwealth Attorneys  
28 Act.

29 (k) School Bus Safety Grant Program.--

30 (1) The School Bus Safety Grant Program Account is



1 established as a restricted account in the General Fund.  
2 Money in the account is appropriated on a continuing basis to  
3 the department for grants under this subsection.

4 (2) The surcharge established under section 3345(j) and  
5 the portion of the fine established under subsection (c)(1)  
6 (iii) shall be deposited into the account and shall be used  
7 by the department to implement the School Bus Safety Grant  
8 Program[, which is established to promote and increase school  
9 bus safety, education and training throughout this  
10 Commonwealth]. The department shall award school bus safety  
11 grants on a competitive basis[.] for the following purposes:

12 (i) To promote and increase school bus safety,  
13 education and training throughout this Commonwealth.

14 (ii) To reimburse or pay for, in whole or in part,  
15 education, training and other associated costs related to  
16 the issuance of a commercial learner's permit, commercial  
17 driver's license or school bus endorsement by the  
18 department to an individual for the purpose of driving a  
19 school bus in this Commonwealth.

20 (3) The department may pay any actual administrative  
21 costs arising from the administration of this section out of  
22 the fines deposited into the account. [Independent school bus  
23 contractors and school entities are eligible for the grant.]  
24 The department shall develop a uniform application process  
25 and regulations to administer the grant program.

26 (4) Independent school bus contractors and school  
27 entities are eligible for grants under this subsection.

28 (1) Contracted companies.--

29 (1) No contracted company that provides pupil  
30 transportation shall be liable if a side stop signal arm

1 enforcement system is vandalized or otherwise malfunctions.

2 (2) Nothing in this section shall be construed to  
3 require a contracted company that provides pupil  
4 transportation to take a school bus out of service due to a  
5 nonfunctioning side stop signal arm enforcement system,  
6 except that a contracted company shall allow the  
7 [manufacturer or vendor of the side stop signal arm  
8 enforcement system] school entity or a system administrator  
9 on the school entity's behalf access to the school bus for  
10 the purpose of repairing and maintaining a side stop signal  
11 arm enforcement system when the school bus is not in service  
12 at a time mutually agreeable to the contractor and [vendor]  
13 school entity or a system administrator on the school  
14 entity's behalf.

15 (3) Independent school bus contractors shall not be held  
16 responsible for costs associated with the side stop signal  
17 arm enforcement system, including, but not limited to,  
18 installation, maintenance, repair, replacement or removal of  
19 the system.

20 (1.1) Construction.--Nothing in this section shall be  
21 construed to prohibit:

22 (1) A school entity from supplying information captured  
23 by a side stop signal arm enforcement system, including  
24 photographs or recorded video images, with a written report  
25 submitted by an operator of a school bus to a police officer  
26 under section 3345(a.1).

27 (2) Information captured by a side stop signal arm  
28 enforcement system from being admissible in a judicial  
29 proceeding adjudicating a violation of section 3345.

30 (m) Definitions.--As used in this section, the following

1 words and phrases shall have the meanings given to them in this  
2 subsection unless the context clearly indicates otherwise:

3 "Local board of school directors." A board of directors or  
4 other governing authority of a school entity.

5 ["Manufacturer" or "vendor." A company that creates, owns or  
6 has a license or permission to sell, lease or distribute a side  
7 stop signal arm enforcement system.]

8 "Primary police department." Either of the following:

9 (1) The local police department of the municipality in  
10 which a school entity is located if the municipality has a  
11 police department with authority to issue citations for  
12 violations of this title.

13 (2) The Pennsylvania State Police if the municipality in  
14 which a school entity is located does not have a police  
15 department with authority to issue citations for violations  
16 of this title.

17 "Pupil transportation." The transport of resident pupils of  
18 a school district to and from preprimary, primary or secondary  
19 schools and students to or from public, private or parochial  
20 schools. The term does not include transportation for field  
21 trips.

22 "School entity." A school district, area career and  
23 technical school, intermediate unit, charter school, regional  
24 charter school or cyber charter school.

25 "Side stop signal arm enforcement system" or "system." A  
26 camera system installed on a school bus with two or more camera  
27 sensors and computers that produce recorded video and two or  
28 more film or digital photographic still images of a motor  
29 vehicle being used or operated in a manner that violates this  
30 section [3345].

1 "Side stop signal arms." As described in section 4552(b.1)  
2 (relating to general requirements for school buses).

3 "System administrator." A person that creates, owns or has a  
4 license or permission to sell, lease, distribute or administer a  
5 side stop signal arm enforcement system that, consistent with  
6 the requirements of this section, is contracted by a school  
7 entity to:

8 (1) Provide for the installation, operation and  
9 maintenance of a side stop signal arm enforcement system on  
10 one or more school buses within a school entity's fleet,  
11 regardless of whether a school bus is owned, contracted or  
12 leased by the school entity.

13 (2) Administer the enforcement of a violation of this  
14 section through a side stop signal arm enforcement system on  
15 a school entity's behalf as permitted by this section,  
16 including maintaining and transmitting records, mailing  
17 violation notices, processing violations and collecting fines  
18 and administering contests of violations.

19 Section 2. This act shall take effect in 60 days.