
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1725 Session of
2021

INTRODUCED BY KERWIN, MEHAFFIE, CIRESI, LEWIS, MILLARD, ROWE,
SMITH AND ZIMMERMAN, JULY 19, 2021

REFERRED TO COMMITTEE ON TRANSPORTATION, JULY 19, 2021

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in other required equipment, providing for vehicle
3 doors and further providing for restraint systems.

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

6 Section 1. Title 75 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 4538. Vehicle doors.

9 Except as otherwise provided and notwithstanding the
10 provisions of section 4107 (relating to unlawful activities), a
11 vehicle shall be equipped with doors of a type used as original
12 equipment. The doors shall open and close securely unless the
13 vehicle has been manufactured or modified to the extent that
14 there is no roof or side. If a vehicle is designed by the
15 manufacturer with removable doors for off-road use or
16 customization, the vehicle may be operated on highways of this
17 Commonwealth with nonoriginal equipment manufacturer doors,
18 provided that the vehicle shall have two properly functioning

1 side mirrors. As used in this section, "nonoriginal equipment
2 manufacturer doors" shall mean a vehicle door that is not
3 originally equipped by the manufacturer, including a tube door,
4 half door or net door.

5 Section 2. Section 4581(a)(2)(ii) and (b) of Title 75 are
6 amended to read:

7 § 4581. Restraint systems.

8 (a) Occupant protection.--

9 * * *

10 (2) * * *

11 (ii) (A) Except for children under 18 years of age
12 and except as provided in paragraphs (1) and (1.1) and
13 subparagraph (i), each driver and front seat occupant of
14 a passenger car, Class I truck, Class II truck, classic
15 motor vehicle, antique motor vehicle or motor home
16 operated in this Commonwealth shall wear a properly
17 adjusted and fastened safety seat belt system.

18 (B) The driver and each occupant of a vehicle
19 operating with nonoriginal equipment manufacturer
20 doors, as defined under section 4538 (relating to
21 vehicle doors) shall wear a properly adjusted and
22 fastened safety seat belt system at all times when
23 the vehicle is operating on a highway in this
24 Commonwealth.

25 * * *

26 (b) Offense.--Anyone who fails to comply with the provisions
27 of subsection (a)(1) or (1.1) commits a summary offense and
28 shall, upon conviction, be sentenced to pay a fine of \$75. The
29 court imposing and collecting any such fines shall transfer the
30 fines thus collected to the State Treasurer for deposit in the

1 Child Passenger Restraint Fund, pursuant to section 4582
2 (relating to Child Passenger Restraint Fund). Anyone who
3 violates subsection (a) (2) or (3) commits a summary offense and
4 shall, upon conviction, be sentenced to pay a fine of \$10. No
5 person shall be convicted of a violation of subsection [(a) (2)
6 (ii)] (a) (2) (ii) (A) unless the person is also convicted of
7 another violation of this title which occurred at the same time.
8 No costs as described in 42 Pa.C.S. § 1725.1 (relating to costs)
9 shall be imposed for summary conviction of subsection (a) (2) or
10 (3). Conviction under this subsection shall not constitute a
11 moving violation.

12 * * *

13 Section 3. All regulations and parts of regulations are
14 abrogated to the extent of any inconsistency with the provisions
15 of this act.

16 Section 4. This act shall take effect in 180 days.