

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 412 Session of 2013

INTRODUCED BY MARSICO, WATSON, D. COSTA, SCHLOSSBERG, KORTZ, V. BROWN, DAVIS, MUNDY, C. HARRIS, KAUFFMAN, MACKENZIE, SWANGER, COHEN, M. K. KELLER, MARSHALL, PETRI, DELUCA, GINGRICH, HESS AND MOUL, JANUARY 29, 2013

REFERRED TO COMMITTEE ON TRANSPORTATION, JANUARY 29, 2013

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for definitions, for traffic-
3 control signals, for pedestrian-control signals and for
4 right-of-way of pedestrians in crosswalks.

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

7 Section 1. Section 102 of Title 75 of the Pennsylvania
8 Consolidated Statutes is amended by adding a definition to read:
9 § 102. Definitions.

10 Subject to additional definitions contained in subsequent
11 provisions of this title which are applicable to specific
12 provisions of this title, the following words and phrases when
13 used in this title shall have, unless the context clearly
14 indicates otherwise, the meanings given to them in this section:

15 * * *

16 "Half of the roadway." All traffic lanes conveying traffic
17 in one direction of travel and the entire width of a one-way
18 roadway.

* * *

Section 2. Section 3112(a) is amended by adding a paragraph and the section is amended by adding a subsection to read:

§ 3112. Traffic-control signals.

(a) General rule.--Whenever traffic is controlled by traffic-control signals exhibiting different colored lights, or colored lighted arrows, successively one at a time or in combination, only the colors green, red and yellow shall be used, except for special pedestrian signals carrying a word legend, and the lights shall indicate and apply to drivers of vehicles and pedestrians as follows:

* * *

(4) Pedestrians lawfully within intersection or adjacent crosswalk.--The driver of a vehicle required to yield the right-of-way to pedestrians lawfully within the intersection or an adjacent crosswalk shall stop and remain stopped for a pedestrian crossing a roadway at a crosswalk when the pedestrian is upon, or within one lane of, the half of the roadway upon which the vehicle is traveling or onto which it is turning.

* * *

(d) Penalties.--A driver of a vehicle who violates this section commits a summary offense and shall, upon conviction, be sentenced to pay:

(1) Except as set forth under paragraph (2), a fine of \$50.

(2) For a violation of subsection (a), a fine of not less than \$200 if the violation occurred in a school zone as defined and established under regulations of the department.

Section 3. Section 3113(c) of Title 75 is amended and the

1 section is amended by adding a subsection to read:

2 § 3113. Pedestrian-control signals.

3 * * *

4 (a.1) Duty of driver.--The driver of a vehicle required to
5 yield the right-of-way to a pedestrian under subsection (a)(1),
6 (3) or (4) shall stop and remain stopped to allow a pedestrian
7 to cross the roadway within a crosswalk when the pedestrian is
8 upon, or within one lane of, the half of the roadway upon which
9 the vehicle is traveling or onto which it is turning.

10 * * *

11 (c) Penalties.--[The driver of a vehicle who violates
12 subsection (a) commits a summary offense and, upon conviction,
13 shall be sentenced to pay a fine of \$50. This subsection] A
14 driver of a vehicle who violates this section commits a summary
15 offense and shall, upon conviction, be sentenced to pay:

16 (1) Except as set forth under paragraph (2), a fine of
17 \$50.

18 (2) For a violation of subsection (a), a fine of not
19 less than \$200 if the violation occurred in a school zone as
20 defined and established under regulations of the department.

21 (d) Applicability.--Subsection (c) shall not apply to those
22 municipalities that establish a summary offense as authorized
23 under subsection (b) with a fine in excess of \$50.

24 Section 4. Section 3542(a) and (e) of Title 75 are amended
25 to read:

26 § 3542. Right-of-way of pedestrians in crosswalks.

27 (a) General rule.--When traffic-control signals are not in
28 place or not in operation, the driver of a vehicle shall yield
29 the right-of-way to a pedestrian crossing the roadway within any
30 marked crosswalk or within any unmarked crosswalk at an

1 intersection. The driver of a vehicle shall stop and remain
2 stopped to allow a pedestrian to cross the roadway within a
3 marked crosswalk or within an unmarked crosswalk at an
4 intersection when the pedestrian is upon, or within one lane of,
5 the half of the roadway upon which the vehicle is traveling or
6 onto which it is turning.

7 * * *

8 (e) Penalties.--[The driver of a vehicle who violates
9 subsection (a) commits a summary offense and shall, upon
10 conviction, be sentenced to pay a fine of \$50.] A driver of a
11 vehicle who violates this section commits a summary offense and
12 shall, upon conviction, be sentenced to pay:

13 (1) Except as set forth under paragraph (2), a fine of
14 \$50.

15 (2) For a violation of subsection (a), a fine of not
16 less than \$200 if the violation occurred in a school zone as
17 defined and established under regulations of the department.

18 Section 5. This act shall take effect in 60 days.