
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 802 Session of
2021

INTRODUCED BY WHEELAND, NEILSON, RYAN, B. MILLER, HEFFLEY, HAMM
AND HENNESSEY, MARCH 8, 2021

REFERRED TO COMMITTEE ON TRANSPORTATION, MARCH 8, 2021

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in rules of the road in general, further providing
3 for speed timing devices.

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

6 Section 1. Section 3368(d) of Title 75 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 3368. Speed timing devices.

9 * * *

10 (d) Classification, approval and testing of mechanical,
11 electrical and electronic devices.--The department may, by
12 regulation, classify specific devices as being mechanical,
13 electrical or electronic. All mechanical, electrical or
14 electronic devices shall be of a type approved by the
15 department, which shall appoint stations for calibrating and
16 testing the devices and may prescribe regulations as to the
17 manner in which calibrations and tests shall be made. The
18 certification and calibration of electronic devices under

1 subsection (c) (3) shall also include the certification and
2 calibration of all equipment, timing strips and other devices
3 which are actually used with the particular electronic device
4 being certified and calibrated. [Electronic devices commonly
5 referred to as electronic speed meters or radar] All mechanical,
6 electrical and electronic devices approved by the department
7 shall have been tested for accuracy within a period of one year
8 prior to the alleged violation. [Other devices shall have been
9 tested for accuracy within a period of 60 days prior to the
10 alleged violation.] A certificate from the station showing that
11 the calibration and test were made within the required period
12 and that the device was accurate shall be competent and prima
13 facie evidence of those facts in every proceeding in which a
14 violation of this title is charged. A certificate of accuracy
15 may be completed, signed and submitted electronically by the
16 certifying technician on a form provided by the department.

17 * * *

18 Section 2. This act shall take effect January 1, 2022, or
19 immediately, whichever is later.