

Pennsylvania Traffic Incident Management Enhancement (PennTIME)

Pennsylvania's New "Move Over Law"

On Thursday, October 29, 2020, Governor Tom Wolf signed Senate Bill 1281, the enhanced Move Over Legislation into law, Act 105 of 2020 takes effect April 27, 2021.

The Pennsylvania General Assembly voted unanimously on October 21st to approve Senate Bill 1281, with House Amendments for an enhanced Pennsylvania Move Over Law.

SUMMARY: Amends Title 75 to modify the Commonwealth's "Steer Clear Law" and renames the law as the "Move Over Law"

This legislation modifies the Commonwealth's Steer Clear Law, which is outlined in Section 3327 by increasing the penalties, establishing the minimum speed when passing in a nonadjacent lane, extending the provisions to disabled vehicles and increasing PennDOT's responsibilities for public awareness.

Below is a breakdown of the increased fines a person would be subject to along with a summary offense for a violation of Section 3327(a) or (a.1).

- 1st offense = Increased from \$250 to \$500
- 2nd offense = Increased from \$500 to \$1,000
- 3rd offense = Increased from \$1,000 to \$2,000

Enhanced Penalties: This legislation also adds enhanced penalties for bodily injury or death in relation to emergency response areas or disabled vehicles.

Schedule of Convictions and Points:

The legislation also amends Section 1535 to establish that a person would be subject to two points for a violation of Section 3327(a) or (a.1).

Minimum Speed: If a person cannot pass an emergency response area or while passing a disabled vehicle in a nonadjacent lane because it is impossible, illegal or unsafe, the person would need to pass those areas at a speed no more than 20 miles per hour less than the posted speed limit.

Markings by Disabled Vehicles: A disabled vehicle shall use at least two of the following markings:

- Vehicular hazard signal lamps as provided in section 4305 (relating to vehicular hazard signal lamps)
- Caution signs or other traffic control device
- Road flares.

Public Awareness Campaign: PennDOT shall educate the public of the Move Over Law periodically throughout the year and maintain information on the department's website and refer to the education effort as the "Move Over" campaign

