


<b>PBP FORM 290</b>  <b>PITTSBURGH BUREAU OF POLICE</b> <i>"...honor, integrity, courage, respect, and compassion."</i>		<b>SUBJECT:</b> <b>"ARRESTS OF NONRESIDENT VEHICLE CODE VIOLATORS"</b>	<b>ORDER NUMBER:</b> <b>44-12</b>
		<b>CALEA STANDARD:</b> <b>NONE</b>	<b>PAGE 1 OF 2</b>
<b>REVISE DATE:</b> <b>2/28/2017</b>	<b>EFFECTIVE DATE:</b> <b>2/8/99</b>	<b>ANNUAL REVIEW DATE:</b> <b>FEBRUARY</b>	<b>RESCINDS:</b> <b>ALL PREVIOUS</b>
			<b>AMENDS:</b> <b>NONE</b>

### **1.0 POLICY OR PURPOSE**

1.1 To provide members of the Bureau of Police with guidelines for effectuating the warrantless arrest of nonresidents of Pennsylvania who may commit Vehicle Code violations within the City of Pittsburgh.

### **2.0 AUTHORITY**

2.1 Pursuant to the Vehicle Code of Pennsylvania, Title 75, Section 6304, police officers employed by the City of Pittsburgh who are in uniform may effectuate a warrantless arrest of any nonresident of Pennsylvania who violates any provision of the Vehicle Code in the presence of the officer making the arrest.

### **3.0 DEFINITIONS**

3.1 Personal Recognizance – An agreement by a motorist made at the time of issuance of a citation that he/she will comply with the terms of that citation.

3.2 Terms of the Citation – Those options expressly stated upon the citation.

### **4.0 NONRESIDENT VIOLATOR COMPACT OF 1977**

4.1 The Nonresident Violator Compact of 1977, was developed to seek compliance with the laws of each State while allowing motorists to proceed on their way without being arrested after committing a summary offense under the Vehicle Code and also to make better use of law enforcement time.

4.2 The District of Columbia and all States except the following are members of the Nonresident Violator Compact of 1977:

- Alaska
- California
- Michigan
- Montana
- Wisconsin

4.3 The provisions of the Compact do not apply to parking or standing violations, highway weight limit violations and violations of law governing the transportation of hazardous materials.

### **5.0 PROCEDURE**

5.1 Any resident of a State that is a member of the Nonresident Violator Compact of 1977, who possesses a driver's license issued by that State, and who commits a summary offense Vehicle Code violation in the presence of a uniformed Pittsburgh police officer may issue a citation and be permitted to continue on his/her way provided that the officer receives the motorist's personal recognizance that he/she will comply with the terms of the citation.

- 5.1.1 Any resident of a State that is a member of the Nonresident Violator Compact of 1977, who commits a summary offense Vehicle Code violation in the presence of a uniformed Pittsburgh police officer who does not possess a valid driver's license issued by that State or who fails to provide his/her personal recognizance that he/she will comply with the terms of the citation may be taken without unnecessary delay before a City Magistrate in Traffic Court or a District Justice in Night Court where a citation shall be filed against the defendant. He/she shall then receive an immediate trial.
- 5.2 Any resident of Alaska, California, Michigan, Montana or Wisconsin who commits a summary offense violation of the Vehicle Code in the presence of a uniformed Pittsburgh police officer may be taken without unnecessary delay before a City Magistrate in Traffic Court or a District Justice in Night Court where a citation shall be filed against the defendant. He/she shall then receive an immediate trial.

Approved By:



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Scott Schubert  
Chief of Police