

FACT SHEET

Insurance Law

OVERVIEW

Pennsylvania law requires all Pennsylvania motor vehicle owners to maintain vehicle liability insurance (financial responsibility) on a currently registered vehicle. Vehicle liability insurance covers the property damage or injuries you may cause others in an accident.

A lapse in insurance coverage results in the suspension of your vehicle registration privilege for three months, unless the lapse of insurance was for a period of less than 31 days **and the owner or registrant proves to PennDOT that the vehicle was not operated during this short lapse in coverage**. The registration plate, card and drivers' license (if applicable) must be surrendered to PennDOT in order to serve the suspension. A restoration fee and proof of insurance must be submitted prior to having your registration returned and/or driving privilege restored.

In lieu of serving a registration suspension, you have the option under Vehicle Code 1786 (d)(1.1) to make a payment of a civil penalty. The optional civil penalty payment is \$500. Additionally, you are required to pay a restoration fee to PennDOT in accordance with Section 1960 of the Vehicle Code. You may opt for the civil penalty in lieu of suspension no more than once in a 12-month period. Payment of the civil penalty, along with your restoration fee and proof of current insurance, will allow you to maintain registration on your vehicle without the requirement to serve a three-month registration suspension. To use this option, visit PennDOT's website at www.dmv.pa.gov and click the insurance link under vehicle services. You will then find a link to pay your civil penalty on the right side of the page, or complete Form MV-222, "Application for Payment of Civil Penalty in Lieu of Registration Suspension," and submit your **certified** check or money order payable to the PA Department of Transportation in the amount of \$500 and your restoration fee along with current proof of insurance. **For a complete listing of motor vehicle fees, refer to Form MV-70S, "Bureau of Motor Vehicles Schedule of Fees."**

Payment of the civil penalty may be mailed to: PennDOT, Financial Responsibility Section, P.O. Box 68674, Harrisburg, PA 17106-8674.

Please note that insurance companies are required to notify PennDOT when an insurance policy is cancelled by the insured or the insurer. Insurance companies are NOT required by law to notify PennDOT when a vehicle owner acquires a new insurance policy with the same or different insurance company. It is the vehicle owner's responsibility to notify PennDOT of the new insurance after receiving a letter of inquiry from PennDOT. Failure to respond to PennDOT's letter of inquiry will result in the suspension of the vehicle registration. A suspension may be avoided by the return of the registration plate and card to PennDOT **at the time** the insurance policy is cancelled or financial responsibility lapses. **Registration plates and cards must be received by PennDOT no more than 30 days after insurance was cancelled.** Registration plates and cards received by PennDOT after 30 days will result in a 3-month registration suspension. To surrender the registration plate and card, mail them to: PennDOT, Bureau of Motor Vehicles, Return Tag Unit, P.O. Box 68597, Harrisburg, PA 17106-8597.

WHAT MOTOR VEHICLES ARE COVERED BY THE LAW?

All motor vehicles subject to registration such as cars, vans, motorcycles, recreational vehicles, trucks and buses must have liability insurance. You are in compliance with the law if you have liability insurance in the following amounts:

- \$15,000 for injury or death of one person in an accident
- \$30,000 for injury or death of more than one person in an accident
- \$5,000 for damage to property of another person

August 2022

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Your insurance company provides you an insurance identification (I.D.) card valid for only the period for which coverage has been paid.

WHAT HAPPENS IF YOU ARE STOPPED AND DETERMINED TO BE OPERATING YOUR VEHICLE WITHOUT INSURANCE?

If your motor vehicle is not insured with liability insurance, you could face the following penalties and expenses:

- A minimum of \$300 fine for driving uninsured.
- A three-month suspension of your vehicle registration.
- A three-month suspension of your driver's license.
- A restoration fee to restore your vehicle registration.
- A restoration fee to restore your driver's license.
- A restoration fee to restore your commercial driver's license.
- The vehicle may not be driven by anyone while the registration is suspended.

HOW DO POLICE OFFICERS AND PENNDOT DETERMINE IF YOU ARE OPERATING YOUR VEHICLE WITHOUT INSURANCE?

1. If you are stopped for a traffic violation or a reportable accident, the police officer will request your insurance I.D. card. If you cannot show the officer a valid card, the police officer will cite you for this offense and, if convicted, your vehicle registration and driver's license will each be suspended for three months.
2. In some cases, insurance information listed on vehicle registration applications is verified with the indicated insurance company. If your insurance company does not confirm coverage, your vehicle registration will be suspended for three months.
3. All insurance companies are required to notify PennDOT when an insurance policy is cancelled or terminated by the insured or by the insurer. PennDOT mails the vehicle owner a letter requesting new insurance information. If the owner fails to provide evidence of insurance, PennDOT suspends the owner's vehicle registration until the information is provided. If there was a lapse of insurance of 31-days or more PennDOT will suspend the vehicle registration for three months.
4. Vehicle inspection stations require all vehicle owners to present proof of insurance before having their vehicles inspected. If an owner fails to present proof of insurance, the inspection official, in addition to denying a certificate of inspection, may notify PennDOT.

DO I HAVE TO SHOW PROOF OF INSURANCE WHEN I REGISTER MY VEHICLE?

PennDOT requires all motor vehicle owners to provide proof that they are financially responsible (have liability insurance) at the time of initial registration.

PennDOT refuses renewal or transfer of registration if the self-certification of financial responsibility is not completed on the registration application, as follows:

1. Name of the insurance company that is insuring the vehicle.
2. The policy number, effective date and expiration date of the insurance policy.

WHAT CONSTITUTES PROOF OF INSURANCE?

The following documents are acceptable forms of insurance:

1. A copy of an insurance identification card.
2. A copy of the declaration page of an insurance policy. All pages of the declaration page must be provided.
3. A copy of an application for insurance to the Pennsylvania Assigned Risk Plan signed by a licensed insurance agent or broker. All pages of the application must be provided.
4. A copy of a certificate of self-insurance issued by PennDOT.
5. A copy of a valid binder of insurance issued by an insurance company licensed to sell motor vehicle liability insurance in Pennsylvania. All pages of the insurance binder must be provided.
6. A copy of a letter from the insurance carrier that verifies the proof of financial responsibility. This letter must be on official company letterhead, not an insurance agent, stating the policy number, policy effective and expiration dates, reinstatement date, if it applies, NAIC number and VIN.

NOTE: The above proofs of insurance must be the official document(s) issued by the insurance carrier.

HOW WILL SUPPLYING AN AFFIDAVIT STATING MY VEHICLE WAS NOT OPERATED DURING THE LAPSE IN INSURANCE COVERAGE EXEMPT ME FROM SERVING A THREE-MONTH SUSPENSION?

The affidavit will exempt you from serving a three-month suspension only if you obtain insurance coverage in less than 31 days from the date the lapse of insurance began. This may be a date determined by PennDOT or a date the insurance company has indicated insurance coverage was cancelled or terminated.

The 30-day grace period does not begin from the date of PennDOT's notice; it begins from the date of the insurance cancellation. Please read the notice requesting proof of insurance carefully to determine the date that marks the end of the grace period.

If you need additional information, visit our website at www.dmv.pa.gov, call our Customer Care Center at 1-800-932-4600, or, write to the following address:

PennDOT
Financial Responsibility Section
P.O. Box 68674
Harrisburg, PA 17106-8674