

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 74

Session of
1985

INTRODUCED BY LLOYD, COWELL, SEVENTY, HERMAN, MICOZZIE,
PISTELLA, BROUJOS, PRATT, SCHEETZ, CIVERA, D. R. WRIGHT,
ARTY, ITKIN, MERRY, CAWLEY, BLAUM, FISCHER, LASHINGER,
BELFANTI, MAYERNIK, DeLUCA, MILLER, JOHNSON, NOYE, PRESTON,
MORRIS, BUSH, RYBAK, BELARDI, BATTISTO, STABACK AND
LETTERMAN, JANUARY 23, 1985

REFERRED TO COMMITTEE ON TRANSPORTATION, JANUARY 23, 1985

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further regulating surrender of license and terms
3 of suspension.

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

6 Section 1. Section 1540 of Title 75 of the Pennsylvania
7 Consolidated Statutes is amended by adding a subsection to read:
8 § 1540. Surrender of license.

9 * * *

10 (c) Violations of driving under influence of alcohol or
11 controlled substance.--Upon a conviction for violating any of
12 the provisions of section 3731 (relating to driving under
13 influence of alcohol or controlled substance), the defendant
14 shall, at the time of sentencing, be notified by the court of
15 the suspension or revocation of his operating privilege and
16 shall surrender to the court any driver's license which he

1 holds. The court shall forward the driver's license together
2 with a record of the conviction to the department.

3 Section 2. Section 1543(b) of Title 75 is amended to read:

4 § 1543. Driving while operating privilege is suspended or
5 revoked.

6 * * *

7 (b) Certain offenses.--Any person who drives a motor vehicle
8 on any highway or trafficway of this Commonwealth at a time when
9 their operating privilege is suspended or revoked as a condition
10 of acceptance of Accelerated Rehabilitative Disposition for a
11 violation of section 3731 (relating to driving under influence
12 of alcohol or controlled substance) or because of a violation of
13 section 1547(b)(1) (relating to suspension for refusal) or 3731
14 shall, upon conviction, be guilty of a summary offense and shall
15 be sentenced to pay a fine of \$1,000 and to undergo imprisonment
16 for a period of not less than 90 days. For the purposes of this
17 subsection, a suspension or revocation for a violation of
18 section 3731 or 1547(b)(1) shall be deemed to begin upon notice
19 by the court pursuant to section 1540(c) (relating to surrender
20 of license) or 3731(e)(6) but shall not be deemed to end earlier
21 than the suspension or revocation actually ends in accordance
22 with the other provisions of this title.

23 * * *

24 Section 3. This act shall take effect in 60 days.