

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1916 Session of
2013

INTRODUCED BY WHEATLEY, THOMAS, V. BROWN, MIRANDA, COHEN,
BROWNLEE, GODSHALL, PARKER AND FRANKEL, DECEMBER 16, 2013

REFERRED TO COMMITTEE ON TRANSPORTATION, DECEMBER 16, 2013

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for occupational limited license.

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

5 Section 1. Section 1553(d)(10) and (d.1) of Title 75 of the
6 Pennsylvania Consolidated Statutes are amended to read:

7 § 1553. Occupational limited license.

8 * * *

9 (d) Unauthorized issuance.--The department shall prohibit
10 issuance of an occupational limited license to:

11 * * *

12 (10) [Any] Except as set forth in subsection (d.1) or
13 (d.2), any person whose operating privilege has been
14 suspended pursuant to [either section 13(m) of the act of
15 April 14, 1972 (P.L.233, No.64), known as The Controlled
16 Substance, Drug, Device and Cosmetic Act, or] section 1532(c)
17 (relating to suspension of operating privilege) unless the
18 suspension imposed has been fully served.

1 * * *

2 (d.1) Adjudication eligibility.--[An individual who has been
3 convicted of an offense under section 3802 (relating to driving
4 under influence of alcohol or controlled substance) and does not
5 have a prior offense as defined in section 3806(a) (relating to
6 prior offenses)] The following individuals shall be eligible for
7 an occupational limited license only if the individual has
8 served 60 days of the suspension imposed for the offense[.]:

9 (1) An individual who has been convicted of an offense
10 under section 3802 (relating to driving under influence of
11 alcohol or controlled substance) and does not have a prior
12 offense as defined in section 3806(a) (relating to prior
13 offenses).

14 (2) An individual whose operating privilege has been
15 suspended under section 1532(c) for a conviction of an
16 offense involving the possession, sale, delivery, offering
17 for sale, holding for sale or giving away of any controlled
18 substance under the laws of the United States, this
19 Commonwealth or any other state and does not have a prior
20 offense. For purposes of this paragraph, any conviction under
21 any Federal or state law relating to any controlled substance
22 or other drug shall constitute a prior offense if it related
23 to the type of conduct against which a subsequent offense is
24 directed.

25 * * *

26 Section 2. This act shall take effect in 60 days.