
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2419 Session of
2015

INTRODUCED BY GIBBONS, STURLA, GODSHALL, V. BROWN, KORTZ,
BIZZARRO, SAVAGE AND SCHWEYER, OCTOBER 18, 2016

REFERRED TO COMMITTEE ON TRANSPORTATION, OCTOBER 18, 2016

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in licensing of drivers, further providing for
3 surrender of license.

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

6 Section 1. Section 1540(a) and (b) of Title 75 of the
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 1540. Surrender of license.

9 (a) Conviction of offense.--

10 (1) Upon a conviction by a court of competent
11 jurisdiction for any offense which calls for mandatory
12 suspension in accordance with section 1532 (relating to
13 suspension of operating privilege), the court or the district
14 attorney shall require the surrender of any driver's license
15 then held by the defendant and shall forward the driver's
16 license together with a record of the conviction to the
17 department.

18 (2) The suspension shall be effective upon the earliest

1 of:

2 (i) a date determined by the court or district
3 attorney [or upon];

4 (ii) the date of surrender of the license to the
5 court or district attorney[, whichever shall first
6 occur.];

7 (iii) the date of expiration of the license;

8 (iv) for a person who is under 18 of age on the date
9 of conviction, the date the person attains 18 years of
10 age; or

11 (v) for a person who is at least 18 years of age on
12 the date of conviction and is unlicensed in this
13 Commonwealth, the date of the conviction.

14 (b) Suspension, revocation or disqualification of operating
15 privilege.--

16 (1) Upon the suspension or revocation of the operating
17 privilege or the disqualification of the commercial operating
18 privilege of any person by the department, the department
19 shall forthwith notify the person in writing at the address
20 of record to surrender his driver's license to the department
21 for the term of suspension, revocation or disqualification.

22 (2) The department shall include with the written notice
23 of suspension, revocation or disqualification a form for
24 acknowledging the suspension, revocation or disqualification,
25 which form shall be filed with the department if the person
26 has no license to surrender.

27 (3) The suspension, revocation or disqualification shall
28 be effective upon the [earlier] earliest of:

29 (i) a date determined by the department; [or]

30 (ii) the date of filing or mailing of the license or

1 acknowledgment to the department, if that date is
2 subsequent to the department's notice to surrender the
3 license[.];

4 (iii) the date of the expiration of the license;

5 (iv) for a person who is under 18 years of age on
6 the date of conviction, the date the person attains 18
7 years of age; or

8 (v) for a person who is at least 18 years of age on
9 the date of conviction and is unlicensed in this
10 Commonwealth, the date of the conviction.

11 (4) Upon surrender of the license or acknowledgment, the
12 department shall issue a receipt showing the date that it
13 received the license or acknowledgment.

14 * * *

15 Section 2. The amendment of 75 Pa.C.S. § 1540(a) and (b)
16 shall apply to a person convicted or subject to license
17 suspension prior to the effective date of this section if the
18 person pays to the Department of Transportation a fee of \$50 for
19 recalculation of the period of suspension in accordance with the
20 amendment of 75 Pa.C.S. § 1540(a) and (b).

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