

AMENDMENTS TO HOUSE BILL NO. 540

Sponsor: REPRESENTATIVE SIEGEL

Printer's No. 513

1 Amend Bill, page 1, lines 6 through 18; page 2, lines 1
2 through 4; by striking out all of said lines on said pages and
3 inserting

4 Section 1. Section 1519(c) of Title 75 of the Pennsylvania
5 Consolidated Statutes is amended and the section is amended by
6 adding a subsection to read:

7 § 1519. Determination of incompetency.

8 * * *

9 (c) Recall [or suspension] of operating privilege.--The
10 department shall recall the operating privilege of any person
11 whose incompetency has been established under the provisions of
12 this chapter or who refuses or fails to comply with the
13 requirements of this section. The recall shall be for an
14 indefinite period until that person complies and satisfactory
15 evidence is presented to the department in accordance with
16 regulations to establish that such person is competent to drive
17 a motor vehicle. [The department shall suspend the operating
18 privilege of any person who refuses or fails to comply with the
19 requirements of this section until that person does comply and
20 that person's competency to drive is established.] Any person
21 aggrieved by the recall [or suspension] of the operating
22 privilege may appeal in the manner provided in section 1550. The
23 judicial review shall be limited to whether the person is
24 competent to drive in accordance with the provisions of the
25 regulations promulgated under section 1517 (relating to Medical
26 Advisory Board).

27 (d) Vehicle lease termination on incompetency.--For a
28 consumer lease of a motor vehicle subject to regulations of the
29 consumer financial protection bureau under 12 CFR Ch. X Pt. 1013
30 (relating to consumer leasing (Regulation M)), entered into
31 after the effective date of this subsection, a lessee requesting
32 early termination of a lease shall not be liable for any penalty
33 or early termination charge provided by the lease if the vehicle
34 lessee's operating privileges have been recalled under this
35 section and no other member of the lessee's household regularly
36 uses the vehicle. A lessee seeking to terminate a lease under
37 this subsection must provide to the lessor a copy of the notice

1 of license recall provided by the department. The lease shall be
2 terminated upon return of the vehicle to the lessor or other
3 person in the manner provided by the lease, including in any
4 amendment or lease assignment or notice.

5 Section 2. This act shall apply to leases for motor vehicles
6 entered into with a lessee with a billing address located in
7 this Commonwealth on or after the effective date of this
8 section.

9 Section 3. This act shall take effect in 180 days.