

THE GENERAL ASSEMBLY OF PENNSYLVANIA

**HOUSE BILL**  
**No. 1118** Session of  
1981

INTRODUCED BY SAURMAN, COCHRAN, ARTY, MERRY, JACKSON, DAIKELER,  
BOYES, CLYMER, CESSAR, NAHILL, CORNELL, MRKONIC, SHUPNIK,  
GLADECK, HAGARTY, SNYDER, CALTAGIRONE, CLARK, McMONAGLE,  
PETRONE, HORGOS, DUFFY, RIEGER, OLIVER, A. C. FOSTER, JR.  
AND WESTON, APRIL 1, 1981

REFERRED TO COMMITTEE ON TRANSPORTATION, APRIL 1, 1981

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, providing for the confiscation of certain driver's  
3 licenses.

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

6 Section 1. Section 1540 of Title 75, act of November 25,  
7 1970 (P.L.707, No.230), known as the Pennsylvania Consolidated  
8 Statutes, is amended to read:

9 § 1540. Surrender and confiscation of license.

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

17 (b) Suspension of operating privilege.--Upon the suspension

1 of the operating privilege of any person by the department, the  
2 department shall forthwith notify the person in writing to  
3 surrender his driver's license to the department for the term of  
4 suspension.

5 (c) Confiscation of license.--

6 (1) In addition to any other authorized method by which  
7 the department may reacquire cancelled, revoked or suspended  
8 driver's licenses, a police officer who has lawfully  
9 requested the exhibition of a driver's license pursuant to  
10 section 1511 (relating to carrying and exhibiting driver's  
11 license on demand) shall, upon verifying with the department  
12 that the license has been cancelled, revoked or suspended,  
13 confiscate the license and forward it directly to the  
14 department.

15 (2) The department shall by regulation establish  
16 procedures for police officers to verify the status of  
17 driver's licenses and shall not authorize the confiscation of  
18 any license unless all the procedural requirements for  
19 cancellation, revocation or suspension have been satisfied.

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