

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 510 Session of
2005

INTRODUCED BY PETRONE, THOMAS, GERGELY, LEDERER, CORRIGAN,
JAMES, HENNESSEY, PISTELLA, STURLA, PRESTON, BELFANTI,
WASHINGTON, KOTIK, HARHAI, CRAHALLA, BUNT, MCGEEHAN, RAYMOND,
CALTAGIRONE, WALKO, SOLOBAY, REICHLEY, SHANER AND BIANCUCCI,
FEBRUARY 14, 2005

REFERRED TO COMMITTEE ON TRANSPORTATION, FEBRUARY 14, 2005

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, defining "biometrics," "fingerprint imaging" and
3 "smart card technology"; and further providing for issuance
4 and content of driver's license and for commercial driver's
5 license.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Section 102 of Title 75 of the Pennsylvania
9 Consolidated Statutes is amended by adding definitions to read:

10 § 102. Definitions.

11 Subject to additional definitions contained in subsequent
12 provisions of this title which are applicable to specific
13 provisions of this title, the following words and phrases when
14 used in this title shall have, unless the context clearly
15 indicates otherwise, the meanings given to them in this section:

16 * * *

17 "Biometrics." The science and technology for measuring and
18 analyzing human body characteristics, including, but not limited

1 to, fingerprints, eye retinas and irises, voice patterns, facial
2 patterns or hand measurements for the purpose of personal
3 identity authentication.

4 * * *

5 "Fingerprint imaging." A biometric process by which
6 fingerprints are scanned, identifying features (minutiae) are
7 extracted and measurements of the minutiae points relative to
8 each other are mapped for comparison.

9 * * *

10 "Smart card technology." A small electronic device that
11 contains electronic memory on an embedded integrated circuit.

12 * * *

13 Section 2. Section 1510(a) and (b) of Title 75, amended
14 November 30, 2004 (P.L.1474, No.188), are amended and the
15 section is amended by adding subsections to read:

16 § 1510. Issuance and content of driver's license.

17 (a) General rule.--The department shall, upon payment of the
18 required fee, issue to every qualified applicant a driver's
19 license [indicating the type or general class of vehicles the
20 licensee is authorized to drive and any endorsements or
21 restrictions, which license shall contain a distinguishing
22 number assigned by the department to the licensee, the actual
23 name, date of birth, residence address, a color photograph or
24 photographic facsimile of the licensee, such other information
25 as may be required by the department, and either a facsimile of
26 the signature of the licensee or a space upon which the licensee
27 shall write his usual signature with pen and ink.] which
28 complies with the requirements of subsections (a.1), (a.2) and
29 this subsection. The driver's license shall be designed and
30 manufactured utilizing smart card technology which utilizes a

departmental managed smart card technology database to retrieve
the pertinent information under subsections (a.1) and (a.2).

Program participants in the Address Confidentiality Program
under 23 Pa.C.S. Ch. 67 (relating to domestic and sexual
violence victim address confidentiality) may use a substitute
address designated by the Office of Victim Advocate as their
address. Personal medical data and other information for use in
an emergency may be included as a part of the license.

Information other than that required to identify the licensee,
the distinguishing number and the class of license issued may be
included in microdata form. Except as provided in subsection
(f), an applicant shall include his Social Security number on
his license application, but the Social Security number shall
not be included on the license. No driver's license shall be
valid until it has been signed by the licensee.

(a.1) Visual information on license.--A driver's license
issued under subsection (a) shall contain in visual format all
of the following:

(1) A distinguishing number assigned by the department
to the licensee.

(2) A color photograph or photographic facsimile of the
licensee.

(3) The actual name of the licensee in printed form.

(4) A facsimile of the signature of the licensee.

(5) The expiration date of the license.

(6) Any other information the department deems
necessary.

(a.2) Information stored by smart card technology.--The
smart card technology required under this section shall be
capable of storing in a secure manner all of the following

1 information:

2 (1) A distinguishing number assigned by the department
3 to the licensee.

4 (2) The actual name of the licensee.

5 (3) The date of birth of the licensee.

6 (4) The residential address of the licensee.

7 (5) A physical description of the person, including sex,
8 height and eye color.

9 (6) A facsimile of the signature of the licensee.

10 (7) Social Security number.

11 (8) Fingerprint image.

12 (9) The type or general class of vehicles the licensee
13 is authorized to drive.

14 (10) Any restrictions or endorsements.

15 (11) The expiration date of the license.

16 (12) Any other information the department deems
17 necessary.

18 (b) Identification card.--The department shall, upon payment
19 of the required fee, issue an identification card to any person
20 who has made application therefor in such manner as the
21 department shall prescribe or whose driver's license has been
22 surrendered to the department because of a suspension or
23 revocation of an operating privilege under this or any other
24 title. Program participants in the Address Confidentiality
25 Program under 23 Pa.C.S. Ch. 67 may use a substitute address
26 designated by the Office of Victim Advocate as their address.
27 The identification card shall be designed and manufactured in
28 the same manner and of the same components as a driver's license
29 and shall have substantially the same content as a driver's
30 license but shall clearly indicate that it is not a driver's

1 license. Upon failure of any person to pass any examination
2 required under section 1514 (relating to expiration and renewal
3 of drivers' licenses), the department shall, where appropriate,
4 issue a complimentary identification card as an expression of
5 gratitude for years of safe driving. The card shall only be
6 issued upon receipt of the person's driver's license. have
7 substantially the same content as a driver's license but shall
8 clearly indicate that it is not a driver's license. Upon failure
9 of any person to pass any examination required under section
10 1514 (relating to expiration and renewal of drivers' licenses),
11 the department shall, where appropriate, issue a complimentary
12 identification card as an expression of gratitude for years of
13 safe driving. The card shall only be issued upon receipt of the
14 person's driver's license.

15 * * *

16 Section 3. Section 1610(a) of Title 75 is amended to read:
17 § 1610. Commercial driver's license.

18 (a) Content of license.--The commercial driver's license
19 shall indicate "commercial driver's license" or ["CDL"] "CDL,"
20 shall comply with the design and manufacturer's standards under
21 section 1510(a) and (a.1) (relating to issuance and content of
22 driver's license) and the smart card technology requirements
23 under section 1510(a.1) and (a.2) and shall include, but not be
24 limited to, the [following information:

25 (1) The name and residential address of the person.

26 (2) The person's color photograph or photographic
27 facsimile.

28 (3) A physical description of the person, including sex,
29 height and eye color.

30 (4) Date of birth.

1 (5) The license number assigned by the department.

2 (6) The person's signature or a facsimile of that
3 signature.

4 (7) The] class or type of commercial motor vehicle or
5 vehicles which the person is authorized to drive, together
6 with any endorsements or restrictions.

7 * * *

8 Section 4. The Department of Transportation shall provide a
9 schedule to phase in the new drivers' licenses over a four-year
10 period which follows the expiration dates for drivers' licenses
11 issued on and after January 1, 2007.

12 Section 5. This act shall take effect July 1, 2005, or
13 immediately, whichever is later.