
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2033 Session of
2018

INTRODUCED BY WHEATLEY, FEBRUARY 2, 2018

REFERRED TO COMMITTEE ON TRANSPORTATION, FEBRUARY 2, 2018

AN ACT

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

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

6 Section 1. Section 1553(d)(10) of Title 75 of the
7 Pennsylvania Consolidated Statutes is amended and the section is
8 amended by adding a subsection to read:

9 § 1553. Occupational limited license.

10 * * *

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

13 * * *

14 (10) (i) Except as provided under subparagraph (ii) or
15 subsection (d.4), any person whose operating privilege
16 has been suspended pursuant to [either former section
17 13(m) of the act of April 14, 1972 (P.L.233, No.64),
18 known as The Controlled Substance, Drug, Device and
19 Cosmetic Act, or] section 1532(c) (relating to suspension

1 of operating privilege) unless the suspension imposed has
2 been fully served.

3 (ii) Subparagraph (i) shall not apply to a person
4 whose:

5 (A) operating privilege has been suspended
6 pursuant to [either:

7 (I) former section 13(m) of The Controlled
8 Substance, Drug, Device and Cosmetic Act; or

9 (II)] section 1532(c) for a conviction of
10 any offense involving the possession, sale,
11 delivery, offering for sale, holding for sale or
12 giving away of any controlled substance under the
13 laws of the United States, this Commonwealth or
14 any other state; and

15 (B) record of conviction, adjudication of
16 delinquency or a granting of a consent decree was not
17 sent to the department within the time period
18 required under section 6323(1) (relating to reports
19 by courts).

20 * * *

21 (d.4) Adjudication eligibility.--The following individuals
22 shall be eligible for an occupational limited license only if
23 the individual has served 60 days of the suspension imposed for
24 the offense:

25 (1) An individual who has been convicted of an offense
26 under section 3802 and does not have a prior offense as
27 defined in section 3806(a) (relating to prior offenses).

28 (2) An individual whose operating privilege has been
29 suspended under section 1532(c) for a conviction of an
30 offense involving the possession, sale, delivery, offering

1 for sale, holding for sale or giving away of a controlled
2 substance under the laws of the United States, this
3 Commonwealth or another state and does not have a prior
4 offense. For purposes of this paragraph, a conviction under
5 Federal or State law relating to a controlled substance or
6 other drug shall constitute a prior offense if it related to
7 the type of conduct against which a subsequent offense is
8 directed.

9 * * *

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