

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1963 Session of
1989

INTRODUCED BY DeLUCA, PRESTON, ITKIN, MRKONIC, GIGLIOTTI,
PISTELLA, TRELLO AND MICHLOVIC, OCTOBER 10, 1989

REFERRED TO COMMITTEE ON JUDICIARY, OCTOBER 10, 1989

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, providing for the
3 disposition of a delinquent child, including driver's license
4 suspension, for an offense involving a motor vehicle.

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

7 Section 1. Section 6352 of Title 42 of the Pennsylvania
8 Consolidated Statutes is amended by adding a subsection to read:
9 § 6352. Disposition of delinquent child.

10 * * *

11 (c) Delinquent act involving motor vehicle.--In addition to
12 a disposition made under this section, the court shall suspend
13 the operating privilege of a delinquent child for a period
14 established in this subsection, when, while committing an act
15 for which he was adjudicated delinquent or during flight
16 therefrom, a motor vehicle was used. When the court suspends the
17 operating privilege, which shall include a suspension of the
18 privilege of operating a motorized pedalcycle, of a person under

this subsection, the duration of the suspension shall be as follows:

(1) For a first offense, a period of 180 days from the date the sentence is imposed.

(2) For a second offense, a period of one year from the date the sentence is imposed.

(3) For a third offense, and any offense thereafter, a period of two years from the date of suspension. Any multiple sentences imposed shall be served consecutively.

A person whose record is received by the Department of Transportation under this subsection and who does not have a driver's license shall be ineligible to apply for a learner's permit under 75 Pa.C.S. §§ 1505 (relating to learners' permits) and 1507 (relating to application for driver's license or learner's permit by minor) for the time periods specified in this subsection. If the person is under 16 years of age when he is convicted, adjudicated delinquent or admitted to a preadjudication program, the suspension of his operating privilege shall commence upon his 16th birthday for the time periods specified in this subsection.

Section 2. This act shall take effect immediately.