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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**SENATE BILL**

**No. 1026** Session of  
2001

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INTRODUCED BY CONTI, KITCHEN, LEMMOND, M. WHITE, MUSTO AND  
KASUNIC, JULY 2, 2001

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REFERRED TO TRANSPORTATION, JULY 2, 2001

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AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, providing for persons ineligible for licensing and  
3 for the learner's permit fee.

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

6 Section 1. Section 1503 of Title 75 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 1503. Persons ineligible for licensing; license issuance to  
9 minors; junior driver's license.

10 (a) Persons ineligible for licensing.--The department shall  
11 not issue a driver's license to, or renew the driver's license  
12 of, any person:

13 (1) Whose operating privilege is suspended or revoked in  
14 this or any other state.

15 (3) Who is a user of alcohol or any controlled substance  
16 to a degree rendering the user incapable of safely driving a  
17 motor vehicle. This paragraph does not apply to any person  
18 who is enrolled or otherwise participating in a methadone or

1 other controlled substance treatment program approved by the  
2 Department of Health provided that the person is certified to  
3 be competent to drive by a physician designated by the  
4 Department of Health.

5 (4) Who has been adjudged to be afflicted with or  
6 suffering from any mental disability or disease and who has  
7 not at the time of application been restored to competency by  
8 the methods provided by law.

9 (5) Whose name has been submitted under the provisions  
10 of section 1518 (relating to reports on mental or physical  
11 disabilities or disorders).

12 (6) Who is required by the department to take an  
13 examination until the person has successfully passed the  
14 examination.

15 (7) Who is under [18] 21 years of age except in  
16 accordance with subsections (b) and (c).

17 (8) Who has repeatedly violated any of the provisions of  
18 this chapter. The department shall provide an opportunity for  
19 a hearing upon invoking this paragraph.

20 (b) License issuance to minors.--The department shall issue  
21 a driver's license to a person 17 years of age who:

22 (1) has successfully completed a driver's training  
23 course approved by the department; and

24 (2) for a period of 12 months after passing the  
25 examination under section 1505(e) (relating to learners'  
26 permits) and receiving a junior driver's license:

27 (i) has not been involved in an accident reportable  
28 under section 3746(a) (relating to immediate notice of  
29 accident to police department) for which they are  
30 partially or fully responsible in the opinion of the

1 department; or

2 (ii) has not been convicted of any violation of this  
3 title.

4 (c) Junior driver's license.--The department may issue a  
5 junior driver's license to a person 16 or 17 years of age under  
6 rules and regulations adopted by the department and subject to  
7 the provisions of this section. A junior driver's license shall  
8 automatically become a regular driver's license when the junior  
9 driver attains [18] 21 years of age.

10 (1) Except as provided in paragraph (2), no licensed  
11 junior driver shall drive a vehicle upon a public highway  
12 between 11 p.m. and 5 a.m. unless accompanied by a spouse  
13 [18] 21 years of age or older, a parent or a person in loco  
14 parentis.

15 (2) A licensed junior driver conforming to the  
16 requirements of section 1507 (relating to application for  
17 driver's license or learner's permit by minor) may drive a  
18 vehicle upon a public highway between 11 p.m. and 5 a.m.  
19 between the junior driver's home and activity or employment  
20 or in the course of the junior driver's activity or  
21 employment if the junior driver is a member of a volunteer  
22 fire company authorized by the fire chief to engage in  
23 fighting fires, is engaged in public or charitable service or  
24 is employed and is carrying an affidavit or certificate of  
25 authorization signed by the junior driver's fire chief,  
26 supervisor or employer indicating the probable schedule of  
27 the junior driver's activities. Upon termination of the  
28 junior driver's activity or employment, the junior driver  
29 shall surrender the affidavit or certificate to the fire  
30 chief, supervisor or employer. If the junior driver shall

1 fail to surrender the affidavit or certificate, the employer,  
2 fire chief or supervisor shall immediately notify the  
3 Pennsylvania State Police.

4 (3) In addition to the other provisions of this title  
5 relating to the suspension or revocation of operating  
6 privileges, in the event that a licensed junior driver is  
7 involved in an accident reportable under section 3746(a) for  
8 which the junior driver is partially or fully responsible in  
9 the opinion of the department or is convicted of any  
10 violation of this title, the department may suspend the  
11 operating privileges of the junior driver until the junior  
12 driver attains [18] 21 years of age or for a period of time  
13 not exceeding 90 days.

14 (4) Any junior driver or other person violating any  
15 provision of this subsection is guilty of a summary offense.

16 Section 2. Section 1951 of Title 75 is amended to read:

17 § 1951. Driver's license and learner's permit.

18 (a) Driver's license.--The annual fee for a driver's license  
19 shall be \$5 plus the cost of the photograph required in section  
20 1510(a) (relating to issuance and content of driver's license).

21 (b) Learner's permit.--The fee for a learner's permit shall  
22 be [~~\$5.~~] \$50. Fees collected under this subsection shall be  
23 allocated annually to the Department of Education in support of  
24 standardized driver education programs as established in section  
25 2504.1 of the act of March 10, 1949 (P.L.30, No.14), known as  
26 the Public School Code of 1949.

27 (c) Identification card.--The fee for an identification card  
28 shall be \$5 plus the cost of the photograph.

29 (d) Replacement license or card.--The fee for a replacement  
30 driver's license or identification card shall be \$5 plus the

1 cost of the photograph.

2 Section 3. This act shall take effect in 60 days.