

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1958 Session of 2021

INTRODUCED BY HENNESSEY, WARREN, WHEELAND, JOZWIAK, CIRESI, FREEMAN, SCHLOSSBERG, HILL-EVANS AND GILLEN, OCTOBER 6, 2021

AS REPORTED FROM COMMITTEE ON TRANSPORTATION, HOUSE OF REPRESENTATIVES, AS AMENDED, JANUARY 25, 2022

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in general provisions, further providing for
3 definitions; and, in licensing of drivers, providing for <--
4 department approved driver improvement programs and further
5 providing for school, examination or hearing on accumulation
6 of points or excessive speeding, for occupational limited
7 license and for probationary license. FURTHER PROVIDING FOR <--
8 SCHOOL, EXAMINATION OR HEARING ON ACCUMULATION OF POINTS OR
9 EXCESSIVE SPEEDING, FOR DRIVING WHILE OPERATING PRIVILEGE IS
10 SUSPENDED OR REVOKED AND FOR ESTABLISHMENT OF SCHOOLS.

11 The General Assembly of the Commonwealth of Pennsylvania
12 hereby enacts as follows:

13 Section 1. Section 102 of Title 75 of the Pennsylvania
14 Consolidated Statutes is amended by adding a definition to read:
15 § 102. Definitions.

16 Subject to additional definitions contained in subsequent
17 provisions of this title which are applicable to specific
18 provisions of this title, the following words and phrases when
19 used in this title shall have, unless the context clearly
20 indicates otherwise, the meanings given to them in this section:

21 \* \* \*

1 ~~"Department approved driver improvement program." A program <--~~  
2 ~~approved by the department under section 1537.1 (relating to~~  
3 ~~department approved driver improvement programs).~~

4 \* \* \*

5 Section 2. Title 75 is amended by adding a section to read:  
6 § 1537.1. Department approved driver improvement programs.

7 ~~The department shall approve programs designed to target~~  
8 ~~drivers with high moving violation recidivism for the purposes~~  
9 ~~under this subchapter. The following shall apply:~~

10 ~~(1) The programs shall be centered on established~~  
11 ~~behavioral psychology principles that lead to effective~~  
12 ~~behavioral change offered by nationally recognized nonprofit~~  
13 ~~organizations whose curriculum has been proven effective.~~

14 ~~(2) Program providers shall provide both classroom and~~  
15 ~~online course options for all drivers required to attend and~~  
16 ~~shall offer a minimum of four to eight hours of training.~~

17 Section 3. Section 1538 heading, (a), (b), (c) and (d) of  
18 Title 75 are amended to read:

19 § 1538. [School, examination] ~~Examination~~ or hearing on  
20 accumulation of points or excessive speeding.

21 (a) ~~Initial accumulation of six points. When any person's~~  
22 ~~record for the first time shows as many as six points, the~~  
23 ~~department shall require the person to attend [an] a department~~  
24 ~~approved driver improvement [school or undergo a special~~  
25 ~~examination and shall so notify the person in writing.] program~~  
26 ~~and shall notify the person in writing, providing the person~~  
27 ~~with 90 days to complete the program. Additionally, the~~  
28 ~~department may require the person or undergo a special~~  
29 ~~examination. Upon satisfactory attendance and completion of the~~  
30 ~~[course] approved program or upon passing the special~~

1 ~~examination, two points shall be removed from the person's~~  
2 ~~record. Failure to attend and satisfactorily complete the~~  
3 ~~requirements of a department approved driver improvement~~  
4 ~~[school] program shall result in the suspension of such person's~~  
5 ~~operating privilege [for 60 days.] indefinitely until the~~  
6 ~~operator satisfactorily completes the department approved driver~~  
7 ~~improvement program and satisfies any other sanctions imposed by~~  
8 ~~the department. Failure to pass the examination shall result in~~  
9 ~~the suspension of the operating privilege until the examination~~  
10 ~~has been satisfactorily completed.~~

11 ~~(b) Second accumulation of six points.—~~

12 ~~(1) When any person's record has been reduced below six~~  
13 ~~points and for the second time shows as many as six points,~~  
14 ~~the department shall require the person to attend a~~  
15 ~~departmental hearing. The department shall also require the~~  
16 ~~person to attend a department approved driver improvement~~  
17 ~~program and shall notify the person in writing, providing the~~  
18 ~~person with 90 days to complete the program. In addition to~~  
19 ~~the requirement to attend and satisfactorily complete a~~  
20 ~~department approved driver improvement program, a hearing~~  
21 ~~examiner may recommend one or more of the following:~~

22 ~~[(i) That the person be required to attend a driver~~  
23 ~~improvement school.]~~

24 ~~(ii) That the person undergo an examination as~~  
25 ~~provided for in section 1508 (relating to examination of~~  
26 ~~applicant for driver's license).~~

27 ~~(iii) That the person's driver's license be~~  
28 ~~suspended for a period not exceeding 15 days.~~

29 ~~(2) The department may effect or modify the~~  
30 ~~recommendations of the hearing examiner but may not impose~~

1 ~~any sanction not recommended by the hearing examiner.~~

2 ~~(3) Upon completion of the sanction or sanctions imposed~~  
3 ~~by the department, two points shall be removed from the~~  
4 ~~person's record.~~

5 ~~(4) Failure to attend the hearing or to attend and~~  
6 ~~satisfactorily complete the requirements of [a] a department~~  
7 ~~approved driver improvement [school] program within 90 days~~  
8 ~~of the department's written notice shall result in the~~  
9 ~~suspension of such person's operating privilege [for 60~~  
10 ~~days.] indefinitely until the operator satisfactorily~~  
11 ~~completes the department approved driver improvement program~~  
12 ~~and satisfies any other sanctions imposed by the department.~~

13 ~~Failure to pass an examination shall result in the suspension~~  
14 ~~of such person's operating privilege until the examination~~  
15 ~~has been satisfactorily completed.~~

16 ~~(c) Subsequent accumulations of six points. When any~~  
17 ~~person's record has been reduced below six points and for the~~  
18 ~~third or subsequent time shows as many as six points, the~~  
19 ~~department shall require the driver to attend and satisfactorily~~  
20 ~~complete a department approved driver improvement program within~~  
21 ~~90 days of a written notice to the driver. In addition, the~~  
22 ~~driver shall be required to attend a departmental hearing to~~  
23 ~~determine whether the person's operating privilege should be~~  
24 ~~suspended for a period not to exceed 30 days. Failure to attend~~  
25 ~~and satisfactorily complete the requirements of a department~~  
26 ~~approved driver improvement program within 90 days of the~~  
27 ~~department's written notice, to attend the hearing or to comply~~  
28 ~~with the requirements of the findings of the department shall~~  
29 ~~result in the suspension of the operating privilege until the~~  
30 ~~person has complied.~~

1 ~~(d) Conviction for excessive speeding.~~

2 ~~(1) When any person is convicted of driving 31 miles per~~  
3 ~~hour or more in excess of the speed limit, the department~~  
4 ~~shall require the person to attend and satisfactorily~~  
5 ~~complete a department approved driver improvement program~~  
6 ~~within 90 days of a written notice to the driver. In~~  
7 ~~addition, the driver shall be required to attend a~~  
8 ~~departmental hearing. The hearing examiner may recommend one~~  
9 ~~or more of the following:~~

10 ~~[(i) That the person be required to attend a driver~~  
11 ~~improvement school.]~~

12 ~~(ii) That the person undergo an examination as~~  
13 ~~provided for in section 1508.~~

14 ~~(iii) That the person have his driver's license~~  
15 ~~suspended for a period not exceeding 15 days.~~

16 ~~(2) The department shall effect at least one of the~~  
17 ~~sanctions but may not increase any suspension beyond 15 days.~~

18 ~~(3) Failure to attend the hearing or to attend and~~  
19 ~~satisfactorily complete the requirements of a department~~  
20 ~~approved driver improvement [school] program shall result in~~  
21 ~~the suspension of such person's operating privilege [for 60~~  
22 ~~days.] indefinitely until the operator satisfactorily~~  
23 ~~completes the department approved driver improvement program~~  
24 ~~and satisfies any other sanctions imposed by the department.~~  
25 ~~Failure to pass an examination shall result in the suspension~~  
26 ~~of such person's operating privilege until the examination~~  
27 ~~has been satisfactorily completed.~~

28 \* \* \*

29 Section 4. Section 1553(b)(3) and (4)(i)(B) and (d)(14) of  
30 Title 75 are amended and subsection (b) is amended by adding a

1 paragraph to read:

2 ~~§ 1553. Occupational limited license.~~

3 \* \* \*

4 ~~(b) Petition.~~

5 \* \* \*

6 ~~(1.1) Prior to the issuance of an occupational limited~~  
7 ~~license, the department shall require the petitioner to~~  
8 ~~attend and satisfactorily complete a department approved~~  
9 ~~driver improvement program. The cost of the program shall be~~  
10 ~~borne by the petitioner.~~

11 \* \* \*

12 ~~(3) Consistent with the provisions of this section, the~~  
13 ~~department shall issue an occupational limited license to the~~  
14 ~~applicant within 20 days of receipt of the petition[.] and~~  
15 ~~upon attendance and completion of a department approved~~  
16 ~~driver improvement program.~~

17 ~~(4) (i) A person whose operating privilege has been~~  
18 ~~suspended for a conviction of section 1543 (relating to~~  
19 ~~driving while operating privilege is suspended or~~  
20 ~~revoked) may not petition for an occupational limited~~  
21 ~~license unless department records show that the~~  
22 ~~suspension for a conviction of section 1543 occurred only~~  
23 ~~as the result of:~~

24 \* \* \*

25 ~~(B) a suspension for failure to undergo a~~  
26 ~~special examination imposed under the authority of~~  
27 ~~section 1538(a) (relating to [school,] examination or~~  
28 ~~hearing on accumulation of points or excessive~~  
29 ~~speeding);~~

30 \* \* \*

1 ~~(d) Unauthorized issuance. The department shall prohibit~~  
2 ~~issuance of an occupational limited license to:~~

3 \* \* \*

4 ~~(14) Any person whose operating privilege is currently~~  
5 ~~suspended for failure to attend and satisfactorily complete a~~  
6 ~~department approved driver improvement course or failure to~~  
7 ~~attend a hearing required under section 1538.~~

8 \* \* \*

9 ~~Section 5. Section 1554(d) (2) (i), (e) and (f) (4) of Title 75~~  
10 ~~are amended and subsection (d) is amended by adding a paragraph~~  
11 ~~to read:~~

12 ~~§ 1554. Probationary license.~~

13 \* \* \*

14 ~~(d) Initial issuance.~~

15 \* \* \*

16 ~~(1.1) The department shall require the petitioner to~~  
17 ~~satisfactorily complete a department approved driver~~  
18 ~~improvement program. The cost of the program shall be borne~~  
19 ~~by the petitioner.~~

20 ~~(2) The department may require the petitioner to~~  
21 ~~satisfactorily complete one or more of the following:~~

22 ~~[(i) A driver improvement program, the cost of the~~  
23 ~~program to be borne by the petitioner.]~~

24 \* \* \*

25 ~~(e) Renewal. The department may require a probationary~~  
26 ~~license holder to attend a departmental review session and to~~  
27 ~~satisfactorily complete a department approved driver improvement~~  
28 ~~program [or] and special examination preceding renewal of the~~  
29 ~~probationary license.~~

30 ~~(f) Unauthorized issuance. The department shall not issue a~~

1 ~~probationary license to:~~

2 \* \* \*

3 ~~(4) A person who has not satisfactorily completed a~~  
4 ~~department approved driver improvement [course] program [or]~~  
5 ~~and special examination or who has not attended a hearing~~  
6 ~~required under section 1538 (relating to [school,]~~  
7 ~~examination or hearing on accumulation of points or excessive~~  
8 ~~speeding).~~

9 \* \* \*

10 ~~Section 6. This act shall take effect in 60 days.~~

11 "DRIVER IMPROVEMENT SCHOOL." A PROGRAM FOR EDUCATING DRIVERS <--  
12 THROUGH A DEPARTMENT-DEVELOPED OR APPROVED CURRICULUM THAT MAY  
13 BE PRESENTED EITHER BY THE DEPARTMENT OR BY A THIRD PARTY  
14 APPROVED BY THE DEPARTMENT UNDER SECTION 1549 (RELATING TO  
15 ESTABLISHMENT OF SCHOOLS).

16 \* \* \*

17 SECTION 2. SECTIONS 1538 AND 1543(C) OF TITLE 75 ARE AMENDED  
18 TO READ:

19 § 1538. SCHOOL, EXAMINATION OR HEARING ON ACCUMULATION OF  
20 POINTS OR EXCESSIVE SPEEDING.

21 (A) INITIAL ACCUMULATION OF SIX POINTS.--

22 (1) WHEN ANY PERSON'S RECORD FOR THE FIRST TIME SHOWS AS  
23 MANY AS SIX POINTS, THE DEPARTMENT SHALL REQUIRE THE PERSON  
24 TO ATTEND [AN APPROVED] A DRIVER IMPROVEMENT SCHOOL OR  
25 UNDERGO A SPECIAL EXAMINATION AND SHALL SO NOTIFY THE PERSON  
26 IN WRITING. THE PERSON MAY ELECT TO ATTEND A DRIVER  
27 IMPROVEMENT SCHOOL OR UNDERGO A SPECIAL EXAMINATION BUT SHALL  
28 NOT BE PERMITTED TO BOTH ATTEND THE SCHOOL AND UNDERGO A  
29 SPECIAL EXAMINATION.

30 (2) UPON SATISFACTORY ATTENDANCE AND COMPLETION OF THE



1 DRIVER IMPROVEMENT SCHOOL COURSE OR UPON PASSING THE SPECIAL  
2 EXAMINATION[ , ]:

3 (I) TWO POINTS SHALL BE REMOVED FROM THE PERSON'S  
4 RECORD[.], IF THE PERSON ELECTED TO TAKE THE SPECIAL  
5 EXAMINATION; OR

6 (II) FOUR POINTS SHALL BE REMOVED FROM THE PERSON'S  
7 RECORD, IF THE PERSON ELECTED TO ATTEND A DRIVER  
8 IMPROVEMENT SCHOOL AND COMPLETED THE SCHOOL'S  
9 REQUIREMENTS.

10 (3) FAILURE TO ATTEND AND SATISFACTORILY COMPLETE THE  
11 REQUIREMENTS OF A DRIVER IMPROVEMENT SCHOOL OR PASS THE  
12 SPECIAL EXAMINATION SHALL RESULT IN THE SUSPENSION OF SUCH  
13 PERSON'S OPERATING PRIVILEGE [FOR 60 DAYS. FAILURE TO PASS  
14 THE EXAMINATION SHALL RESULT IN THE SUSPENSION OF THE  
15 OPERATING PRIVILEGE UNTIL] UNTIL:

16 (I) THE PERSON ATTENDS AND SATISFACTORILY COMPLETES  
17 THE REQUIREMENTS OF A DRIVER IMPROVEMENT SCHOOL; OR

18 (II) THE EXAMINATION HAS BEEN SATISFACTORILY  
19 COMPLETED.

20 (B) SECOND AND SUBSEQUENT ACCUMULATION OF SIX POINTS.--

21 (1) WHEN ANY PERSON'S RECORD HAS BEEN REDUCED BELOW SIX  
22 POINTS AND FOR THE SECOND OR SUBSEQUENT TIME SHOWS AS MANY AS  
23 SIX POINTS, THE DEPARTMENT SHALL REQUIRE THE PERSON TO ATTEND  
24 A DEPARTMENTAL HEARING[. THE HEARING EXAMINER MAY RECOMMEND  
25 ONE OR MORE OF THE FOLLOWING:

26 (I) THAT THE PERSON BE REQUIRED TO ATTEND A DRIVER  
27 IMPROVEMENT SCHOOL.] AND A DRIVER IMPROVEMENT SCHOOL AND  
28 SHALL NOTIFY THE PERSON IN WRITING. IN ADDITION, A  
29 HEARING EXAMINER MAY RECOMMEND ONE OR MORE OF THE  
30 FOLLOWING:

1 (II) THAT THE PERSON UNDERGO AN EXAMINATION AS  
2 PROVIDED FOR IN SECTION 1508 (RELATING TO EXAMINATION OF  
3 APPLICANT FOR DRIVER'S LICENSE).

4 (III) THAT THE PERSON'S DRIVER'S LICENSE BE  
5 SUSPENDED FOR [A]:

6 (A) A PERIOD NOT EXCEEDING 15 DAYS[.], IF THE  
7 PERSON'S RECORD FOR A SECOND TIME SHOWS AS MANY AS  
8 SIX POINTS; OR

9 (B) A PERIOD NOT EXCEEDING 30 DAYS, IF THE  
10 PERSON'S RECORD FOR A THIRD OR SUBSEQUENT TIME SHOWS  
11 AS MANY AS SIX POINTS.

12 (2) THE DEPARTMENT MAY EFFECT OR MODIFY THE  
13 RECOMMENDATIONS OF THE HEARING EXAMINER BUT MAY NOT IMPOSE  
14 ANY SANCTION NOT RECOMMENDED BY THE HEARING EXAMINER.

15 (3) UPON COMPLETION OF THE SANCTION OR SANCTIONS IMPOSED  
16 BY THE DEPARTMENT, TWO POINTS SHALL BE REMOVED FROM THE  
17 PERSON'S RECORD.

18 (4) FAILURE TO ATTEND THE HEARING OR [TO ATTEND AND  
19 SATISFACTORILY COMPLETE THE REQUIREMENTS OF A DRIVER  
20 IMPROVEMENT SCHOOL SHALL RESULT IN THE SUSPENSION OF SUCH  
21 PERSON'S OPERATING PRIVILEGE FOR 60 DAYS. FAILURE TO PASS AN  
22 EXAMINATION] COMPLY WITH THE REQUIREMENTS OF THIS SUBSECTION  
23 SHALL RESULT IN THE SUSPENSION OF [SUCH] THE PERSON'S  
24 OPERATING PRIVILEGE UNTIL [THE EXAMINATION HAS BEEN] THE  
25 REQUIREMENTS OF THIS SUBSECTION HAVE BEEN SATISFACTORILY  
26 COMPLETED.

27 [(C) SUBSEQUENT ACCUMULATIONS OF SIX POINTS.--WHEN ANY  
28 PERSON'S RECORD HAS BEEN REDUCED BELOW SIX POINTS AND FOR THE  
29 THIRD OR SUBSEQUENT TIME SHOWS AS MANY AS SIX POINTS, THE  
30 DEPARTMENT SHALL REQUIRE THE DRIVER TO ATTEND A DEPARTMENTAL

1 HEARING TO DETERMINE WHETHER THE PERSON'S OPERATING PRIVILEGE  
2 SHOULD BE SUSPENDED FOR A PERIOD NOT TO EXCEED 30 DAYS. FAILURE  
3 TO ATTEND THE HEARING OR TO COMPLY WITH THE REQUIREMENTS OF THE  
4 FINDINGS OF THE DEPARTMENT SHALL RESULT IN THE SUSPENSION OF THE  
5 OPERATING PRIVILEGE UNTIL THE PERSON HAS COMPLIED.]

6 (D) CONVICTION FOR EXCESSIVE SPEEDING.--

7 (1) WHEN ANY PERSON IS CONVICTED OF DRIVING 31 MILES PER  
8 HOUR OR MORE IN EXCESS OF THE SPEED LIMIT, THE DEPARTMENT  
9 SHALL REQUIRE THE PERSON TO ATTEND A DEPARTMENTAL HEARING[.

10 THE HEARING EXAMINER MAY RECOMMEND ONE OR MORE OF THE  
11 FOLLOWING:

12 (I) THAT THE PERSON BE REQUIRED TO ATTEND A DRIVER  
13 IMPROVEMENT SCHOOL.] AND ATTEND A DRIVER IMPROVEMENT  
14 SCHOOL, AND SHALL NOTIFY THE PERSON IN WRITING. IN  
15 ADDITION, A HEARING EXAMINER MAY RECOMMEND ONE OR MORE OF  
16 THE FOLLOWING:

17 (II) THAT THE PERSON UNDERGO AN EXAMINATION AS  
18 PROVIDED FOR IN SECTION 1508.

19 (III) THAT THE PERSON HAVE HIS DRIVER'S LICENSE  
20 SUSPENDED FOR A PERIOD NOT EXCEEDING 15 DAYS.

21 (2) THE DEPARTMENT SHALL EFFECT AT LEAST ONE OF THE  
22 SANCTIONS BUT MAY NOT INCREASE ANY SUSPENSION BEYOND 15 DAYS.

23 (3) FAILURE TO ATTEND THE HEARING OR [TO ATTEND AND  
24 SATISFACTORILY COMPLETE THE REQUIREMENTS OF A DRIVER  
25 IMPROVEMENT SCHOOL SHALL RESULT IN THE SUSPENSION OF SUCH  
26 PERSON'S OPERATING PRIVILEGE FOR 60 DAYS. FAILURE TO PASS AN  
27 EXAMINATION] COMPLY WITH THE REQUIREMENTS OF THIS SUBSECTION  
28 SHALL RESULT IN THE SUSPENSION OF SUCH PERSON'S OPERATING  
29 PRIVILEGE UNTIL [THE EXAMINATION HAS BEEN] THE REQUIREMENTS  
30 OF THIS SUBSECTION HAVE BEEN SATISFACTORILY COMPLETED.

1 (E) ADDITIONAL SUSPENSION OF OPERATING PRIVILEGE.--

2 (1) IN ADDITION TO ANY OTHER PROVISIONS OF LAW RELATING  
3 TO THE SUSPENSION OR REVOCATION OF OPERATING PRIVILEGES, A  
4 PERSON'S OPERATING PRIVILEGES SHALL BE SUSPENDED UNDER ANY OF  
5 THE FOLLOWING CIRCUMSTANCES:

6 (I) PRIOR TO REACHING AGE 18, THE PERSON VIOLATES  
7 SECTION 3362 (RELATING TO MAXIMUM SPEED LIMITS) BY  
8 TRAVELING 26 MILES PER HOUR OR MORE OVER THE POSTED SPEED  
9 LIMIT AND THE VIOLATION RESULTS IN A CONVICTION, GUILTY  
10 PLEA OR PLEA OF NO CONTEST BEFORE OR AFTER THE PERSON  
11 REACHES AGE 18.

12 (II) THE PERSON ACCUMULATES SIX OR MORE POINTS UNDER  
13 THE PROVISIONS OF SECTION 1535 (RELATING TO SCHEDULE OF  
14 CONVICTIONS AND POINTS) AND THE VIOLATIONS RESULTING IN  
15 POINTS ACCUMULATION WERE COMMITTED BEFORE THE PERSON  
16 REACHED AGE 18.

17 (2) THE FIRST SUSPENSION UNDER PARAGRAPH (1) SHALL BE  
18 FOR A PERIOD OF 90 DAYS WITH EVERY SUBSEQUENT SUSPENSION  
19 UNDER PARAGRAPH (1) TO BE FOR A PERIOD OF 120 DAYS.  
20 SUSPENSIONS UNDER PARAGRAPH (1) SHALL BE IMPOSED  
21 CONSECUTIVELY TO EACH OTHER AND TO ANY OTHER SUSPENSION. A  
22 SUSPENSION UNDER PARAGRAPH (1) SHALL BE CONSIDERED A  
23 SUBSEQUENT SUSPENSION EVEN IF IT IS IMPOSED CONTEMPORANEOUSLY  
24 WITH A FIRST SUSPENSION IMPOSED UNDER PARAGRAPH (1).

25 § 1543. DRIVING WHILE OPERATING PRIVILEGE IS SUSPENDED OR  
26 REVOKED.

27 \* \* \*

28 (C) SUSPENSION OR REVOCATION OF OPERATING PRIVILEGE.--UPON  
29 RECEIVING A CERTIFIED RECORD OF THE CONVICTION OR ADJUDICATION  
30 OF DELINQUENCY OF ANY PERSON UNDER THIS SECTION, THE DEPARTMENT

1 SHALL SUSPEND OR REVOKE [~~THAT~~] THE PERSON'S OPERATING PRIVILEGE  
2 AS FOLLOWS:

3 (1) [~~IF~~] EXCEPT AS PROVIDED FOR UNDER PARAGRAPH (1.1),  
4 IF THE DEPARTMENT'S RECORDS SHOW THAT THE PERSON WAS UNDER  
5 SUSPENSION, RECALL OR CANCELLATION ON THE DATE OF VIOLATION,  
6 AND HAD NOT BEEN RESTORED, THE DEPARTMENT SHALL SUSPEND THE  
7 PERSON'S OPERATING PRIVILEGE FOR AN ADDITIONAL ONE-YEAR  
8 PERIOD.

9 (1.1) IF THE DEPARTMENT'S RECORDS SHOW THAT THE PERSON  
10 WAS UNDER AN INDEFINITE SUSPENSION ON THE DATE OF VIOLATION  
11 FOR NOT SATISFACTORILY COMPLETING A DRIVER IMPROVEMENT SCHOOL  
12 AS REQUIRED UNDER SECTION 1538 (RELATING TO SCHOOL,  
13 EXAMINATION OR HEARING ON ACCUMULATION OF POINTS OR EXCESSIVE  
14 SPEEDING), AND HAD NOT BEEN RESTORED, THE DEPARTMENT SHALL  
15 SUSPEND THE PERSON'S OPERATING PRIVILEGE FOR AN ADDITIONAL  
16 30-DAY PERIOD.

17 (2) IF THE DEPARTMENT'S RECORDS SHOW THAT THE PERSON WAS  
18 UNDER REVOCATION ON THE DATE OF VIOLATION, AND HAD NOT BEEN  
19 RESTORED, THE DEPARTMENT SHALL REVOKE THE PERSON'S OPERATING  
20 PRIVILEGE FOR AN ADDITIONAL TWO-YEAR PERIOD.

21 \* \* \*

22 SECTION 3. SECTION 1549(A) OF TITLE 75 IS AMENDED AND THE  
23 SECTION IS AMENDED BY ADDING A SUBSECTION TO READ:

24 § 1549. ESTABLISHMENT OF SCHOOLS.

25 (A) DRIVER IMPROVEMENT SCHOOLS.--THE DEPARTMENT IS  
26 AUTHORIZED TO ESTABLISH AND MAINTAIN DRIVER IMPROVEMENT SCHOOLS  
27 THROUGHOUT THIS COMMONWEALTH. THE DEPARTMENT MAY APPROVE AND  
28 CONDUCT AN ANNUAL REVIEW OF THE COURSE MATERIAL FOR THE SCHOOLS.  
29 THE CURRICULUM TO BE PRESENTED MUST BE UNIFORM THROUGHOUT THIS  
30 COMMONWEALTH, EXCEPT AS PERMITTED UNDER SUBSECTION (A.1) (3). ALL

1 INSTRUCTORS SHALL BE PROPERLY CERTIFIED BY THE DEPARTMENT AFTER  
2 THE COMPLETION OF A COURSE OF INSTRUCTION APPROVED BY THE  
3 DEPARTMENT.

4 (A.1) THIRD PARTY AUTHORIZED.--THE DEPARTMENT MAY AUTHORIZE  
5 A THIRD PARTY TO OPERATE A DRIVER IMPROVEMENT SCHOOL, IN  
6 ADDITION TO A DRIVER IMPROVEMENT SCHOOL OPERATED BY THE  
7 DEPARTMENT, FOR THE PURPOSE OF FULFILLING THE REQUIREMENTS OF  
8 SUBSECTION (A) AND SECTION 1538 (RELATING TO SCHOOL, EXAMINATION  
9 OR HEARING ON ACCUMULATION OF POINTS OR EXCESSIVE SPEEDING) AS  
10 FOLLOWS:

11 (1) THE THIRD PARTY MAY INCLUDE, BUT NEED NOT BE LIMITED  
12 TO:

13 (I) A NATIONALLY RECOGNIZED NONPROFIT ORGANIZATION  
14 WHOSE CURRICULUM HAS DEMONSTRATED EFFECTIVE BEHAVIORAL  
15 CHANGE IN DRIVERS.

16 (II) A PRIVATE DRIVING SCHOOL IN THIS COMMONWEALTH.

17 (2) THE THIRD PARTY SHALL OFFER CLASSROOM INSTRUCTION,  
18 ONLINE INSTRUCTION OR A COMBINATION OF BOTH.

19 (3) THE DEPARTMENT SHALL ESTABLISH MINIMUM CURRICULUM  
20 REQUIREMENT FOR THE THIRD PARTY, BUT SHALL NOT REQUIRE THE  
21 THIRD PARTY TO IMPLEMENT THE SAME CURRICULUM UTILIZED BY A  
22 DRIVER IMPROVEMENT SCHOOL OPERATED BY THE DEPARTMENT UNDER  
23 SUBSECTION (A), PROVIDED THAT THE CURRICULUM OF THE THIRD  
24 PARTY MEETS THE MINIMUM CURRICULUM REQUIREMENTS OF THE  
25 DEPARTMENT.

26 (4) THE DEPARTMENT SHALL ESTABLISH MINIMUM INSTRUCTION  
27 HOURS FOR PERSON ATTENDING A DRIVER IMPROVEMENT SCHOOL  
28 OPERATED BY THE THIRD PARTY, WHICH SHALL BE NO LESS THAN FOUR  
29 HOURS AND NO MORE THAN EIGHT HOURS.

30 (5) A THIRD PARTY APPROVED BY THE DEPARTMENT UNDER THIS

1 SUBSECTION MAY BE AUTHORIZED TO ADMINISTER AN END-OF-COURSE  
2 EXAMINATION REQUIRED UNDER SECTION 1538 AS PART OF THE DRIVER  
3 IMPROVEMENT SCHOOL, PROVIDED THAT THE EXAMINATION IS THE SAME  
4 EXAMINATION ADMINISTERED BY THE DEPARTMENT.

5 (6) A THIRD PARTY MAY ONLY OPERATE A DRIVER IMPROVEMENT  
6 SCHOOL IF THE THIRD PARTY HAS ENTERED INTO AN AGREEMENT WITH  
7 THE DEPARTMENT AND THE AGREEMENT IS IN EFFECT.

8 (7) THE DEPARTMENT MAY, AT ITS DISCRETION, IMPOSE  
9 ADDITIONAL REQUIREMENTS FOR A THIRD PARTY.

10 \* \* \*

11 SECTION 4. THIS ACT SHALL TAKE EFFECT IN 14 MONTHS.