

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 960 Session of  
2025INTRODUCED BY HILL-EVANS, GIRAL, SANCHEZ, BURGOS, PROBST, KHAN,  
KENYATTA, GREEN AND CURRY, MARCH 18, 2025AS REPORTED FROM COMMITTEE ON TRANSPORTATION, HOUSE OF  
REPRESENTATIVES, AS AMENDED, APRIL 22, 2025

## AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, in commercial drivers, further providing for  
3 disqualification.

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

6 Section 1. Section 1611(d) of Title 75 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 1611. Disqualification.

9 \* \* \*

10 ~~(d) Mitigation of disqualification for life.~~ <--

11 (D) MITIGATION OF DISQUALIFICATION FOR LIFE.--[THE <--

12 DEPARTMENT MAY ISSUE REGULATIONS ESTABLISHING GUIDELINES,  
13 INCLUDING CONDITIONS, UNDER WHICH A DISQUALIFICATION FOR LIFE  
14 UNDER SUBSECTION (C) MAY BE REDUCED TO A PERIOD OF NOT LESS THAN  
15 TEN YEARS, IF SUCH REDUCTIONS ARE PERMITTED BY FEDERAL  
16 REGULATIONS.]

17 (1) Except as provided under paragraph (2), a person  
18 subject to lifetime disqualification of commercial driving

1 privileges under subsection (c) may apply to the department  
2 for reinstatement of commercial driving privileges. The  
3 reinstatement shall be subject to the discretion of the  
4 department and the following requirements:

5 (i) The person shall voluntarily enter and  
6 successfully complete an appropriate rehabilitation  
7 program approved by the Department of Health if the  
8 lifetime disqualification was a result of a violation of  
9 any of the following:

10 (A) Section 3802 or former section 3731.

11 (B) Section 1547 (relating to chemical testing  
12 to determine amount of alcohol or controlled  
13 substance) for a refusal to submit to chemical  
14 testing.

15 (ii) The person shall attend and successfully  
16 complete an approved driver improvement course  
17 administered by a driver improvement school- AUTHORIZED <--  
18 UNDER SECTION 1549 (RELATING TO ESTABLISHMENT OF  
19 SCHOOLS), REGARDLESS OF THE UNDERLYING REASON FOR THE  
20 LIFETIME DISQUALIFICATION.

21 (iii) The person shall pay the restoration fee  
22 required under section 1617(2) (relating to fees).

23 (iv) The person shall meet all the requirements  
24 under Federal and State law to hold a commercial driver's  
25 license.

26 (v) Within the ten years preceding the date of an  
27 application submitted under this subsection, the person  
28 may not have been convicted of any of the following:

29 (A) A violation of section 3802 or former  
30 section 3731.

1           (B) A violation of section 3742.

2           (C) A violation of section 3743.

3           (D) A violation of section 3745.

4           (E) A felony in the commission of which a court  
5 determined that a motor vehicle was essentially  
6 involved.

7           (F) A violation of section 1606(c).

8           ~~(G) An offense that caused the death of a person <--~~  
9 ~~as a result of a motor vehicle accident through the~~  
10 ~~negligent operation of a motor vehicle, including a~~  
11 ~~violation of 18 Pa.C.S. § 2504 or a violation of~~  
12 ~~section 3732.~~

13           ~~(H) (G) A violation of section 1543(b) (1.1) <--~~  
14 ~~(relating to driving while operating privilege is~~  
15 ~~suspended or revoked).~~

16           ~~(I) (H) A violation of section 3808(a) (2) <--~~  
17 ~~(relating to illegally operating a motor vehicle not~~  
18 ~~equipped with ignition interlock).~~

19           ~~(J) (I) A violation of section 1547 for a <--~~  
20 ~~refusal to submit to chemical testing.~~

21           ~~(K) (J) An offense in another state similar to <--~~  
22 ~~an offense specified in this subparagraph.~~

23           (vi) The person shall comply with a requirement or  
24 condition imposed by a court that is consistent with the  
25 treatment needs of the person, the restoration of a  
26 victim to preoffense status or the protection of the  
27 public.

28           (vii) At least ten years have elapsed from the  
29 effective date of the lifetime disqualification of  
30 commercial driving privileges under subsection (c).

1       (2) A person who has been convicted of a violation of  
2 any of the following shall be ineligible for reinstatement of  
3 commercial driving privileges under this subsection:

4           (i) The use of a commercial motor vehicle in the  
5 commission of a felony involving the manufacture,  
6 distribution or dispensing of a controlled substance or  
7 possession with intent to manufacture, distribute or  
8 dispense a controlled substance.

9           (ii) The use of a commercial motor vehicle in the  
10 commission of a felony involving an act or practice of  
11 severe forms of trafficking in persons as defined in 22  
12 U.S.C. § 7102(11) (relating to definitions).

13           (iii) Three or more violations of section 3802 or  
14 former section 3731 when the person was a commercial  
15 driver at the time the violations occurred.

16           (IV) A VIOLATION OF SECTION 3742 WHERE THE MOTOR <--  
17 VEHICLE WAS INVOLVED IN AN ACCIDENT RESULTING IN THE  
18 DEATH OF A PERSON.

19           (V) AN OFFENSE THAT CAUSED THE DEATH OF A PERSON AS  
20 A RESULT OF A MOTOR VEHICLE ACCIDENT THROUGH THE  
21 NEGLIGENT OPERATION OF A MOTOR VEHICLE, INCLUDING A  
22 VIOLATION OF 18 PA.C.S. § 2504 OR A VIOLATION OF SECTION  
23 3732.

24       (3) A person seeking reinstatement of commercial driving  
25 privileges under this subsection shall submit an application,  
26 by certified mail OR ELECTRONICALLY AS PERMITTED BY THE <--  
27 DEPARTMENT, on a form prescribed by the department, and shall  
28 include proof of all of the following:

29           (i) ~~Voluntary~~ A CERTIFICATE OR OTHER FORM PROVIDED <--  
30 BY THE DEPARTMENT OF HEALTH FOR THE VOLUNTARY admittance

1 and successful completion of an appropriate  
2 rehabilitation program approved by the Department of  
3 Health if required under paragraph (1)(i).

4 (ii) ~~Attendance~~ A CERTIFICATE OR OTHER FORM PROVIDED <--  
5 BY THE DRIVER IMPROVEMENT SCHOOL FOR THE ATTENDANCE and  
6 successful completion of an approved driver improvement  
7 course administered by a driver improvement school.

8 (iii) Compliance with all requirements or conditions  
9 imposed by the court.

10 (4) ~~The department shall provide written notice by first <--~~  
11 ~~class mail of the approval or denial of an application~~  
12 ~~submitted under this subsection within 30 days of receipt of~~  
13 ~~the application.~~ THE DEPARTMENT SHALL HAVE UP TO 30 DAYS TO <--  
14 REVIEW AND ISSUE AN APPROVAL OR DENIAL OF AN APPLICATION  
15 SUBMITTED UNDER THIS SUBSECTION. UPON COMPLETION, THE  
16 DEPARTMENT SHALL PROVIDE WRITTEN NOTICE BY FIRST CLASS MAIL,  
17 OR ELECTRONICALLY AS PERMITTED BY THE DEPARTMENT, OF THE  
18 APPROVAL OR DENIAL OF AN APPLICATION SUBMITTED UNDER THIS  
19 SUBSECTION. An applicant who is aggrieved by the decision of  
20 the department may appeal in the manner provided in section  
21 1550 (relating to judicial review).

22 (5) If a person approved for reinstatement of commercial  
23 driving privileges under this subsection is subsequently  
24 convicted of any of the offenses specified in subsection (a)  
25 or in 49 CFR 383.51(b) (relating to disqualification of  
26 drivers), the person shall be subject to a permanent lifetime  
27 disqualification of commercial driving privileges and shall  
28 be ineligible for reinstatement under this subsection.

29 ~~(6) The department may [issue regulations establishing <--~~  
30 ~~guidelines, including conditions, under which a~~

~~disqualification for life under subsection (c) may be reduced  
to a period of not less than ten years, if such reductions  
are permitted by Federal regulations] promulgate rules and  
regulations as necessary to implement this subsection.~~

(6) IN ORDER TO FACILITATE THE PROMPT IMPLEMENTATION OF <--  
THIS SUBSECTION:

(I) THE DEPARTMENT MAY PROMULGATE TEMPORARY  
REGULATIONS THAT SHALL EXPIRE NO LATER THAN THREE YEARS  
FOLLOWING THE PUBLICATION OF THE TEMPORARY REGULATIONS.  
THE COMMISSION MAY PROMULGATE TEMPORARY REGULATIONS NOT  
SUBJECT TO:

(A) SECTION 612 OF THE ACT OF APRIL 9, 1929  
(P.L.177, NO.175), KNOWN AS THE ADMINISTRATIVE CODE  
OF 1929.

(B) SECTIONS 201, 202, 203, 204 AND 205 OF THE  
ACT OF JULY 31, 1968 (P.L.769, NO.240), REFERRED TO  
AS THE COMMONWEALTH DOCUMENTS LAW.

(C) SECTIONS 204(B) AND 301(10) OF THE ACT OF  
OCTOBER 15, 1980 (P.L.950, NO.164), KNOWN AS THE  
COMMONWEALTH ATTORNEYS ACT.

(D) THE ACT OF JUNE 25, 1982 (P.L.633, NO.181),  
KNOWN AS THE REGULATORY REVIEW ACT.

(II) THE DEPARTMENT'S AUTHORITY TO ADOPT TEMPORARY  
REGULATIONS UNDER SUBPARAGRAPH (I) SHALL EXPIRE THREE  
YEARS AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH.  
REGULATIONS ADOPTED AFTER THIS PERIOD SHALL BE  
PROMULGATED AS PROVIDED BY LAW.

\* \* \*

Section 2. This act shall take effect in 18 months.