

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 960 Session of
2025INTRODUCED BY HILL-EVANS, GIRAL, SANCHEZ, BURGOS, PROBST, KHAN,
KENYATTA, GREEN, CURRY AND WEBSTER, MARCH 18, 2025AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES,
MAY 14, 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.--[The
11 department may issue regulations establishing guidelines,
12 including conditions, under which a disqualification for life
13 under subsection (c) may be reduced to a period of not less than
14 ten years, if such reductions are permitted by Federal
15 regulations.]

16 (1) Except as provided under paragraph (2), a person
17 subject to lifetime disqualification of commercial driving
18 privileges under subsection (c) may apply to the department

1 for reinstatement of commercial driving privileges. The
2 reinstatement shall be subject to the discretion of the
3 department and the following requirements:

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

9 (A) Section 3802 or former section 3731.

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

14 (ii) The person shall attend and successfully
15 complete an approved driver improvement course
16 administered by a driver improvement school authorized
17 under section 1549 (relating to establishment of
18 schools), regardless of the underlying reason for the
19 lifetime disqualification.

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

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

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

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

30 (B) A violation of section 3742.

1 (C) A violation of section 3743.

2 (D) A violation of section 3745.

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

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

7 (G) A violation of section 1543(b)(1.1)
8 (relating to driving while operating privilege is
9 suspended or revoked).

10 (H) A violation of section 3808(a)(2) (relating
11 to illegally operating a motor vehicle not equipped
12 with ignition interlock).

13 (I) A violation of section 1547 for a refusal to
14 submit to chemical testing.

15 (J) An offense in another state similar to an
16 offense specified in this subparagraph.

17 (vi) The person shall comply with a requirement or
18 condition imposed by a court that is consistent with the
19 treatment needs of the person, the restoration of a
20 victim to preoffense status or the protection of the
21 public.

22 (vii) At least ten years have elapsed from the
23 effective date of the lifetime disqualification of
24 commercial driving privileges under subsection (c).

25 (VIII) THE PERSON SHALL PROVIDE TO THE DEPARTMENT
26 PROOF OF CITIZENSHIP OR LAWFUL PERMANENT RESIDENCY AS
27 REQUIRED BY 49 CFR PT. 383 (RELATING TO COMMERCIAL
28 DRIVER'S LICENSE STANDARDS; REQUIREMENTS AND PENALTIES).

29 (2) A person who has been convicted of a violation of
30 any of the following shall be ineligible for reinstatement of

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1 commercial driving privileges under this subsection:

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

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

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

14 (iv) A violation of section 3742 where the motor
15 vehicle was involved in an accident resulting in the
16 death of a person.

17 (v) An offense that caused the death of a person as
18 a result of a motor vehicle accident through the
19 negligent operation of a motor vehicle, including a
20 violation of 18 Pa.C.S. § 2504 or a violation of section
21 3732.

22 (3) A person seeking reinstatement of commercial driving
23 privileges under this subsection shall submit an application,
24 by certified mail or electronically as permitted by the
25 department, on a form prescribed by the department, and shall
26 include proof of all of the following:

27 (i) A certificate or other form provided by the
28 Department of Health for the voluntary admittance and
29 successful completion of an appropriate rehabilitation
30 program approved by the Department of Health if required

1 under paragraph (1)(i).

2 (ii) A certificate or other form provided by the
3 driver improvement school for the attendance and
4 successful completion of an approved driver improvement
5 course administered by a driver improvement school.

6 (iii) Compliance with all requirements or conditions
7 imposed by the court.

8 (4) The department shall have up to 30 days to review
9 and issue an approval or denial of an application submitted
10 under this subsection. Upon completion, the department shall
11 provide written notice by first class mail, or electronically
12 as permitted by the department, of the approval or denial of
13 an application submitted under this subsection. An applicant
14 who is aggrieved by the decision of the department may appeal
15 in the manner provided in section 1550 (relating to judicial
16 review).

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

24 (6) In order to facilitate the prompt implementation of
25 this subsection:

26 (i) The department may promulgate temporary
27 regulations that shall expire no later than three years
28 following the publication of the temporary regulations.
29 The commission may promulgate temporary regulations not
30 subject to:

1 (A) Section 612 of the act of April 9, 1929
2 (P.L.177, No.175), known as The Administrative Code
3 of 1929.

4 (B) Sections 201, 202, 203, 204 and 205 of the
5 act of July 31, 1968 (P.L.769, No.240), referred to
6 as the Commonwealth Documents Law.

7 (C) Sections 204(b) and 301(10) of the act of
8 October 15, 1980 (P.L.950, No.164), known as the
9 Commonwealth Attorneys Act.

10 (D) The act of June 25, 1982 (P.L.633, No.181),
11 known as the Regulatory Review Act.

12 (ii) The department's authority to adopt temporary
13 regulations under subparagraph (i) shall expire three
14 years after the effective date of this paragraph.
15 Regulations adopted after this period shall be
16 promulgated as provided by law.

17 * * *

18 Section 2. This act shall take effect in ~~18~~ 30 months.

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