
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 622 Session of
2009

INTRODUCED BY WOZNIAK, KITCHEN, FOLMER, FONTANA, WILLIAMS,
ERICKSON, FERLO, EARLL, WAUGH, M. WHITE, PIPPY, ORIE, LEACH,
ALLOWAY, STACK AND MELLOW, MARCH 19, 2009

REFERRED TO COMMUNICATIONS AND TECHNOLOGY, MARCH 19, 2009

AN ACT

1 Providing for the electronic swiping of a driver's license or
2 identification card.

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

5 Section 1. Short title.

6 This act shall be known and may be cited as the
7 Identification Card Electronic Swiping Act.

8 Section 2. Definitions.

9 The following words and phrases when used in this act shall
10 have the meanings given to them in this section unless the
11 context clearly indicates otherwise:

12 "Business." A proprietorship, partnership, corporation or
13 any other form of commercial enterprise.

14 "Department." The Department of Transportation of the
15 Commonwealth.

16 Section 3. Electronic swiping of cards.

17 (a) Permitted uses.--

1 (1) Any business may swipe a driver's license or
2 identification card issued by the department in any
3 electronic device for any of the following purposes:

4 (i) To verify the age or the authenticity of the
5 driver's license or identification card.

6 (ii) To comply with a legal requirement to record,
7 retain or transmit that information.

8 (iii) To transmit information to a check service
9 company for the purpose of approving negotiable
10 instruments, electronic funds transfers or similar
11 methods of payments, provided that only the name and
12 identification number from the license or the card may be
13 used or retained by the check service company.

14 (iv) To collect or disclose personal information
15 that is required for reporting, investigating or
16 preventing fraud, abuse or material misrepresentation.

17 (2) A business may not retain or use any of the
18 information obtained by that electronic means for any purpose
19 other than as provided under this section.

20 (b) Violation.--A violation of this section constitutes a
21 misdemeanor punishable by imprisonment in a county jail for not
22 more than one year or by a fine of not more than \$10,000, or
23 both.

24 Section 20. Effective date.

25 This act shall take effect in 60 days.