

House Bill 1368 (AS PASSED HOUSE AND SENATE)

By: Representatives Smith of the 175<sup>th</sup>, Turnquest of the 73<sup>rd</sup>, Parham of the 122<sup>nd</sup>, Ehrhart of the 36<sup>th</sup> and Dukes of the 161<sup>st</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and  
2 traffic, so as to change certain provisions relating to applications and fees for drivers'  
3 licenses; to change certain provisions relating to license requirement, surrender of prior  
4 licenses, and prohibition of local licenses; to change certain provisions relating to expiration  
5 and renewal of licenses and reexamination requirement; to provide an effective date; to  
6 repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, is  
10 amended by striking subsection (c) of Code Section 40-5-20, relating to license requirement,  
11 surrender of prior licenses, and prohibition of local licenses, and inserting in lieu thereof the  
12 following:

13 "(c) No person shall receive a driver's license unless and until such person surrenders to  
14 the department all valid licenses in such person's possession issued to him or her by this  
15 or any other jurisdiction, except as otherwise provided by Code Section 40-5-32. All  
16 surrendered licenses issued by another jurisdiction shall be destroyed. The license  
17 information shall be forwarded to the previous jurisdiction. No person shall be permitted  
18 to have more than one valid driver's license at any time."

19 **SECTION 2.**

20 Said title is further amended by striking Code Section 40-5-32, relating to expiration and  
21 renewal of licenses and reexamination requirement, and inserting in lieu thereof the  
22 following:

1 "40-5-32.

2 (a)(1) Every driver's license shall expire on the licensee's birthday in the fourth year  
3 following the issuance of such license. Every such license shall be renewed on or before  
4 its expiration upon application, payment of the required fee, and, if applicable,  
5 satisfactory completion of the examination required or authorized by subsection ~~(b)~~ (c)  
6 of this Code section.

7 (2) Except as otherwise provided by subsection (c) of this Code section, every~~Every~~  
8 holder of a veteran's or honorary license shall meet the requirements of subsection ~~(b)~~(c)  
9 of this Code section on or before his or her birthday every four years, beginning from the  
10 date on which the holder was last required to take an examination under former Ga. L.  
11 1972, p. 1076, as amended by Ga. L. 1973, pp. 916, 917. The department may allow a  
12 veteran or honorary license holder to retain his or her expired veteran's or honorary  
13 license as a souvenir.

14 (3) The commissioner shall issue such rules and regulations as are required to enforce  
15 this subsection.

16 (b) An application for driver's license renewal may be submitted by means of:

17 (1) Personal appearance before the department; or

18 (2) Subject to rules or regulations of the department which shall be consistent with  
19 considerations of public safety and efficiency of service to licensees, means other than  
20 such personal appearance which may include without limitation by mail or electronically.

21 The department may by such rules or regulations exempt persons renewing drivers'  
22 licenses under this paragraph from the license surrender requirement of subsection (c) of  
23 Code Section 40-5-20.

24 ~~(b)~~(c)(1) The department shall require every person applying for renewal of a driver's  
25 license to take and pass successfully such test of his or her eyesight as the department  
26 shall prescribe, unless otherwise provided by rule or regulation for purposes of  
27 paragraph (2) of subsection (b) of this Code section.

28 (2) At the time of the renewal, the department shall issue a pamphlet containing  
29 information pertaining to new traffic laws and to traffic laws most frequently violated.

30 (3) The commissioner may issue such rules and regulations as are necessary to  
31 implement this subsection."

32 **SECTION 3.**

33 Said title is further amended in Code Section 40-5-25, relating to applications and fees for  
34 drivers' licenses, by striking paragraph (2) of subsection (d) and inserting in lieu thereof the  
35 following:

36 "(2) Notwithstanding the provisions of paragraph (2) or (3) of subsection (a) of this Code  
37 section, each applicant for the issuance,

1 reissuance, or renewal of a Class C, M, A, or B driver's license under paragraph (2) or (3)  
2 of subsection (a) of this Code section shall accompany such application with a license fee of  
3 as established by the commissioner, not to exceed \$8.00, if such applicant executes an  
4 anatomical gift pursuant to Code Section 40-5-6."

5 **SECTION 4.**

6 This Act shall become effective upon its approval by the Governor or upon its becoming law  
7 without such approval.

8 **SECTION 5.**

9 All laws and parts of laws in conflict with this Act are repealed.