

House Bill 396

By: Representatives Joyce of the 1<sup>st</sup> and Franklin of the 39<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 40-5-64 of the Official Code of Georgia Annotated, relating to  
2 limited driving permits for certain offenders, so as to authorize such permits for certain  
3 persons at least 18 years of age whose drivers' licenses have been revoked under Code  
4 Section 40-5-57.1; to provide for duration of such permits; to repeal conflicting laws; and for  
5 other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 40-5-64 of the Official Code of Georgia Annotated, relating to limited driving  
9 permits for certain offenders, is amended by striking paragraph (1) of subsection (a) and  
10 inserting in lieu thereof the following:

11 "(1) Notwithstanding any contrary provision of Code Section 40-5-57 or 40-5-63 or any  
12 other Code section of this chapter, any person who has not been previously convicted or  
13 adjudicated delinquent for a violation of Code Section 40-6-391 within five years, as  
14 measured from the dates of previous arrests for which convictions were obtained or pleas  
15 of nolo contendere were accepted to the date of the current arrest for which a conviction  
16 is obtained or a plea of nolo contendere is accepted, may apply for a limited driving  
17 permit when and only when that person's driver's license has been suspended in  
18 accordance with paragraph (2) of subsection (a.1) of Code Section 40-5-22, subsection  
19 (d) of Code Section 40-5-57, paragraph (1) of subsection (a) of Code Section 40-5-63, or  
20 paragraph (1) of subsection (a) of Code Section 40-5-67.2; or if the person's driver's  
21 license has been revoked for the first time, such revocation was under subsection (a) of  
22 Code Section 40-5-57.1 for a speed limit offense for which four or more points are  
23 assessable under subsection (c) of Code Section 40-5-57, and such person was at least 18  
24 years of age at the time of the offense."

