

House Bill 163

By: Representative Jennings of the 63<sup>rd</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 40-5-24 of the Official Code of Georgia Annotated, relating  
2 to motor vehicle instruction permits, graduated licensing and related restrictions, and  
3 temporary licenses, so as to change certain provisions relating to passengers which  
4 may be transported by holders of Class D drivers' licenses; to repeal conflicting laws;  
5 and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

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8 Code Section 40-5-24 of the Official Code of Georgia Annotated, relating to  
9 instruction permits, graduated licensing and related restrictions, and temporary  
10 licenses, is amended by striking subparagraph (b)(1)(B) and inserting in lieu thereof  
11 the following:

12 "(B) The Class D license holder shall not drive a Class C motor vehicle upon the  
13 public roads, streets, or highways of this state when more than three other  
14 passengers in the vehicle who are not members of the driver's immediate family  
15 are less than 21 years of age; provided, however, that a during the 90 day period  
16 immediately following issuance of such license, the Class D license holder shall  
17 not drive a Class C motor vehicle upon the public roads, streets, or highways of  
18 this state when any other passenger in the vehicle is not a member of the driver's  
19 immediate family. A Class D license holder shall not be charged with a  
20 violation of this subparagraph alone but may be charged with violating this  
21 subparagraph in addition to any other traffic offense."

**SECTION 2.**

22 All laws and parts of laws in conflict with this Act are repealed.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