

House Bill 764

By: Representative Rice of the 51st

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 7 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated,
2 relating to commercial drivers' licenses, so as to require applicants for a hazardous materials
3 endorsement to successfully complete a security threat assessment; to provide for related
4 matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Article 7 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to
8 commercial drivers' licenses, is amended by adding a new paragraph (4) to subsection (c)
9 of Code Section 40-5-147, relating to requirements for issuance of licenses, to read as
10 follows:

11 "(4) An applicant for a hazardous materials endorsement must successfully complete a
12 security threat assessment conducted by the federal Transportation Security
13 Administration or its agent prior to the issuance of such an endorsement."

14 **SECTION 2.**

15 Said article is further amended by striking subsection (h) of Code Section 40-5-150, relating
16 to requirements for a commercial driver's license, and inserting in its place the following:

17 "(h) When applying for renewal of a commercial driver's license, the applicant shall
18 complete the application form required by subsection (a) of Code Section 40-5-149,
19 providing updated information and required medical certifications. If the applicant wishes
20 to retain a hazardous materials endorsement, the written test for a hazardous materials
21 endorsement must be taken and passed. In addition, an applicant for a hazardous materials
22 endorsement must successfully complete a security threat assessment conducted by the
23 federal Transportation Security Administration or its agent prior to the issuance of such an
24 endorsement."

1 **SECTION 3.**

2 This Act shall become effective on July 1, 2005.

3 **SECTION 4.**

4 All laws and parts of laws in conflict with this Act are repealed.