

House Bill 254

By: Representatives Roberts of the 154th, Black of the 174th, Shaw of the 176th, McCall of the 30th, Sheldon of the 105th, and others

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 issuance of limited driving permits for certain offenders, so as to allow for issuance of a
3 limited driving permit to a driver between 18 and 21 years old who has his or her license
4 suspended for driving 24 or more miles per hour but less than 34 miles per hour over the
5 speed limit; to provide for related matters; to provide for an effective date; to repeal
6 conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Code Section 40-5-64 of the Official Code of Georgia Annotated, relating to issuance of
10 limited driving permits for certain offenders, is amended by revising subsection (a) as
11 follows:

12 *"(a) To whom issued.*

13 (1) Notwithstanding any contrary provision of Code Section 40-5-57 or 40-5-63 or any
14 other Code section of this chapter, any person who has not been previously convicted or
15 adjudicated delinquent for a violation of Code Section 40-6-391 within five years, as
16 measured from the dates of previous arrests for which convictions were obtained or pleas
17 of nolo contendere were accepted to the date of the current arrest for which a conviction
18 is obtained or a plea of nolo contendere is accepted, may apply for a limited driving
19 permit when and only when that person's driver's license has been suspended in
20 accordance with paragraph (2) of subsection (a.1) of Code Section 40-5-22, subsection
21 (d) of Code Section 40-5-57, paragraph (1) of subsection (a) of Code Section 40-5-63, ~~or~~
22 paragraph (1) of subsection (a) of Code Section 40-5-67.2, or subsection (a) of Code
23 Section 40-5-57.1, when the person is 18 or over and his or her license was suspended for
24 exceeding the speed limit by 24 miles per hour or more but less than 34 miles per hour.

25 (2) Any person whose driver's license has been suspended and who is subject to a court
26 order for installation and use of an ignition interlock device as a condition of probation

1 pursuant to the provisions Article 7 of Chapter 8 of Title 42 may apply for a limited
2 driving permit."

3 **SECTION 2.**

4 This Act shall become effective on July 1, 2007.

5 **SECTION 3.**

6 All laws and parts of laws in conflict with this Act are repealed.