

The House Committee on Motor Vehicles offers the following substitute to SB 138:

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 40-5-20 of the Official Code of Georgia Annotated, relating to
2 driver's license requirements, surrender of prior licenses, and prohibition of local licenses,
3 so as to modify the defense for a violation of this Code section; to provide for related
4 matters; to provide for an effective date and applicability; 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 40-5-20 of the Official Code of Georgia Annotated, relating to driver's license
9 requirements, surrender of prior licenses, and prohibition of local licenses, is amended by
10 revising subsection (a) as follows:

11 "(a) No person, except those expressly exempted in this chapter, shall drive any motor
12 vehicle upon a highway in this state unless such person has a valid driver's license under
13 this chapter for the type or class of vehicle being driven. Any person who is a resident of
14 this state for 30 days shall obtain a Georgia driver's license before operating a motor
15 vehicle in this state. Any violation of this subsection shall be punished as provided in Code
16 Section 40-5-121, except the violation of driving with an expired license; or a violation of
17 Code Section 40-5-29 ~~or if~~. If such person produces in court a valid driver's license issued
18 by this state to such person; that was valid at the time of the alleged offense or proof that
19 a previously valid license which had been suspended or revoked has been reinstated prior
20 to the hearing on such charge, then he or she shall not be guilty of ~~such offenses~~ a violation
21 of this Code section. Any court having jurisdiction over traffic offenses in this state shall
22 report to the department the name and other identifying information of any individual
23 convicted of driving without a license."

24 **SECTION 2.**

25 This Act shall become effective on July 1, 2012, and shall apply to offenses committed on
26 or after such date.

27 **SECTION 3.**

28 All laws and parts of laws in conflict with this Act are repealed.