

House Bill 246 (AS PASSED HOUSE AND SENATE)

By: Representatives Watson of the 172nd, Corbett of the 174th, Ridley of the 6th, Mathis of the 144th, and Momtahan of the 17th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to
2 drivers' licenses, so as to increase the fee for issuance of replacement licenses and permits;
3 to increase the fee for the issuance and renewal of limited driving permits; to provide for
4 related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses,
8 is amended in Code Section 40-5-31, relating to replacement permits or licenses, by revising
9 subsection (a) as follows:

10 "(a) In the event that an instruction permit or a driver's license issued under this chapter
11 is lost or destroyed, the person to whom the same was issued may upon payment of the
12 required fee and upon furnishing proof satisfactory to the department that such permit has
13 been lost or destroyed:

- 14 (1) Obtain a new permit or license; or
15 (2) Obtain a replacement permit or license.

16 A new permit obtained under this Code section shall be obtained in the same manner and
17 under the same conditions and limitations as provided in Code Section 40-5-24. A new
18 license obtained under this Code section shall be obtained in the same manner and under
19 the same conditions and limitations as provided in Code Section 40-5-32, relating to
20 renewals of licenses. A replacement permit or license obtained under this Code section
21 shall be issued only for the remaining period for which the original permit or license was
22 issued for a fee of ~~\$5.00~~ \$10.00, and no examination or eyesight test shall be required to
23 obtain such replacement permit."

24 **SECTION 2.**

25 Said chapter is further amended in Code Section 40-5-64, relating to limited driving permits
26 for certain offenders, by revising subsection (e) as follows:

27 "(e) **Fees, duration, renewal, and replacement of limited driving permit.**

28 (1) A limited driving permit issued pursuant to this Code section shall be ~~\$25.00~~ \$32.00
29 and shall become invalid upon:

30 (A) The expiration of one year following issuance thereof in the case of a suspension:

31 (i) For an offense listed in Code Section 40-5-54;

32 (ii) Under Code Section 40-5-57;

33 (iii) Under Code Section 40-5-57.2; or

34 (iv) In accordance with paragraph (1) of subsection (a) of Code Section 40-5-63 for
35 a violation of Code Section 40-6-391;

36 (B) The expiration of 30 days in the case of an administrative license suspension in
37 accordance with paragraph (1) of subsection (a) of Code Section 40-5-67.2; or

38 (C) Any earlier reinstatement of the driver's license.

39 (2) A person may apply to the department for a limited driving permit immediately
40 following such conviction if he or she has surrendered his or her driver's license to the
41 court in which the conviction was adjudged or to the department if the department has

42 processed the administrative driver's license suspension form or conviction. Upon the
43 applicant's execution of an affidavit attesting to such facts and to the fact that the court
44 had not imposed a suspension or revocation of his or her driver's license or driving
45 privileges inconsistent with the driving privileges to be conferred by the limited driving
46 permit applied for, the department may issue such person a limited driving permit.

47 (3) Limited driving permits issued pursuant to this Code section are renewable upon
48 payment of a renewal fee of ~~\$5.00~~ \$10.00. Such permits may be renewed one time after
49 the person is eligible to reinstate his or her driver's license for the violation that was the
50 basis of the issuance of the permit.

51 (4) Upon payment of a fee in an amount the same as that provided by Code
52 Section 40-5-25 for issuance of a Class C driver's license, a person may be issued a
53 replacement for a lost or destroyed limited driving permit issued to him or her."

54

SECTION 3.

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