

By: Representative Martinson

To: Transportation

## HOUSE BILL NO. 461

1 AN ACT TO AMEND SECTION 63-1-33, MISSISSIPPI CODE OF 1972, TO  
2 AUTHORIZE THE COMMISSIONER OF PUBLIC SAFETY TO WAIVE THE  
3 REQUIREMENT FOR THE TAKING OF A WRITTEN TEST AND SKILL TEST BY AN  
4 APPLICANT FOR A MISSISSIPPI DRIVER'S LICENSE WHO, AT THE TIME OF  
5 APPLICATION, HOLDS A VALID MOTOR VEHICLE DRIVER'S LICENSE ISSUED  
6 BY ANOTHER STATE; AND FOR RELATED PURPOSES.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

8 SECTION 1. Section 63-1-33, Mississippi Code of 1972, is  
9 amended as follows:

10 63-1-33. It shall be the duty of the license examiner, when  
11 application is made for an operator's license or temporary driving  
12 permit, to test the applicant's ability to read and understand  
13 road signs and to give the required signals as adopted by the  
14 National Advisory Committee on Uniform Traffic Control Devices and  
15 the American Association of Motor Vehicle Administrators.

16 The commissioner shall have prepared and administer a test  
17 composed of at least ten (10) questions relating to the safe  
18 operation of a motor vehicle and testing the applicant's knowledge  
19 of the proper operation of a motor vehicle.

20 The commissioner shall prepare and administer a test for the  
21 central and peripheral vision of persons using bioptic telescopic  
22 lenses. If the person passes the test and is otherwise qualified,  
23 the person may receive a driver's license. The commissioner may  
24 impose reasonable restrictions on the use of a driver's license  
25 issued to a person using bioptic telescopic lenses.

26 Prior to the administration of the test the license examiner  
27 shall inspect the horn, lights, brakes, inspection certificate and  
28 vehicle registration of the motor vehicle which the applicant

29 expects to operate while being tested, and if he finds that any of  
30 the aforementioned items are deficient, no license or endorsement  
31 shall be issued to the applicant until same have been repaired.

32 The commissioner, in his discretion, may waive the  
33 requirement for the taking of a written test and skill test by an  
34 applicant who, at the time of application, holds a valid motor  
35 vehicle driver's license issued by another state.

36 Except as otherwise provided by Section 63-1-6, when  
37 application is made for an original motorcycle endorsement or a  
38 restricted motorcycle operator's license, the applicant shall be  
39 required to pass a written test which consists of questions  
40 relating to the safe operation of a motorcycle and a skill test  
41 similar to the "Motorcycle Operator Skill Test," which is endorsed  
42 by the American Association of Motor Vehicle Administrators. The  
43 commissioner may exempt any applicant from the skill test if the  
44 applicant presents a certificate showing successful completion of  
45 a course approved by the commissioner, which includes a similar  
46 examination of skills needed in the safe operation of a  
47 motorcycle.

48 SECTION 2. This act shall take effect and be in force from  
49 and after July 1, 1999.