

By: Senator(s) Furniss

To: Judiciary

SENATE BILL NO. 2682

1 AN ACT TO AMEND SECTION 63-1-43, MISSISSIPPI CODE OF 1972, TO  
2 ALLOW LICENSE HOLDERS THE OPTION TO OBTAIN AN 8-YEAR DRIVER'S  
3 LICENSE RENEWAL AT A 10% DISCOUNT; TO AMEND SECTION 63-1-47,  
4 MISSISSIPPI CODE OF 1972, TO CONFORM; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 63-1-43, Mississippi Code of 1972, is  
7 amended as follows:

8 63-1-43. (1) The fee for receiving the application and  
9 issuing the driver's or operator's license and the fee for  
10 renewing the license shall be Eighteen Dollars (\$18.00) plus the  
11 applicable photograph fee for each applicant for a four-year  
12 license, Thirty-two Dollars (\$32.00) plus the applicable  
13 photograph fee for each applicant for an eight-year license, and  
14 Three Dollars (\$3.00) plus the applicable photograph fee for each  
15 applicant for a one-year license. All originals and renewals of  
16 regular operators' licenses shall be in compliance with Section  
17 63-1-47.

18 (2) The fee for receiving the application and issuing a  
19 motorcycle endorsement shall be Five Dollars (\$5.00). Motorcycle  
20 endorsements shall be valid for the same period of time as the  
21 applicant's operator's license.

22 (3) The fee for receiving the application and issuing a  
23 restricted motorcycle operator's license and the fee for renewing  
24 such license shall be Eleven Dollars (\$11.00) plus the applicable  
25 photograph fee. All originals and renewals of restricted  
26 motorcycle licenses shall be valid for a period of four (4) years,  
27 in compliance with Section 63-1-47.



28           (4) From and after January 1, 1990, every person who makes  
29 application for an original license or a renewal license to  
30 operate a vehicle as a common carrier by motor vehicle, taxicab,  
31 passenger coach, dray, contract carrier or private commercial  
32 carrier as such terms are defined in Section 27-19-3, except for  
33 those vehicles for which a Class A, B or C license is required  
34 under Article 2 of this chapter, shall, in lieu of the regular  
35 driver's license above provided for, apply for and obtain a Class  
36 D commercial driver's license, the fee for which shall be  
37 Twenty-three Dollars (\$23.00) plus the applicable photograph fee  
38 for a period of four (4) years; provided, however, except as  
39 required under Article 2 of this chapter, no driver of a pickup  
40 truck shall be required to have a commercial license regardless of  
41 the purpose for which the pickup truck is used.

42           All originals and renewals of commercial licenses issued  
43 under this section shall be valid for a period of four (4) years,  
44 in compliance with Section 63-1-47. Only persons who operate the  
45 above-mentioned vehicles in the course of the regular and  
46 customary business of the owner shall be required to obtain a  
47 Class D commercial operator's license, and persons operating such  
48 vehicles for private purposes or in emergencies shall not be  
49 required to obtain such license.

50           (5) The Commissioner of Public Safety, by rule or  
51 regulation, shall establish a driver's license photograph fee  
52 which shall be the actual cost of the photograph rounded off to  
53 the next highest dollar. Monies collected for the photograph fee  
54 shall be deposited into a special photograph fee account which the  
55 Department of Public Safety shall use to pay the actual cost of  
56 producing the photographs. Any monies collected in excess of the  
57 actual costs of the photography shall be deposited to the General  
58 Fund of the State of Mississippi.

59           **SECTION 2.** Section 63-1-47, Mississippi Code of 1972, is  
60 amended as follows:



61           63-1-47. (1) Each applicant for an original license issued  
62 pursuant to this article, who is entitled to issuance of same, and  
63 who is eighteen (18) years of age or older, shall be issued a  
64 four-year license or an eight-year license, at the option of the  
65 licensee. Each license will expire at midnight on the licensee's  
66 birthday.

67           (a) All renewal licenses of operators eighteen (18)  
68 years of age or older shall be for four-year or eight-year  
69 periods, as the licensee may elect, and may be renewed any time  
70 within six (6) months before the expiration of the license upon  
71 application and payment of the required fee, unless required to be  
72 reexamined.

73           (b) From and after January 1, 1990, no commercial  
74 driver's license shall be issued under the provisions of this  
75 article for any commercial motor vehicle, the lawful operation of  
76 which requires the driver to obtain a Class A, B or C commercial  
77 driver's license under Article 2 of this chapter; however, from  
78 time to time, the holder of a commercial license may apply for a  
79 commercial driver's license under Article 2 of this chapter; and,  
80 if he fails to pass the required test for such license, he shall  
81 be entitled to an extension of his license that shall be valid for  
82 one hundred twenty (120) days or until he again is tested under  
83 Article 2 of this chapter, whichever occurs first. The extension  
84 shall entitle the license holder to operate all vehicles which  
85 such license authorized him to operate prior to taking the  
86 required test. The first extension shall be without charge;  
87 however, a fee of Fifteen Dollars (\$15.00) shall be imposed for  
88 any subsequent extension. No extension shall be valid past March  
89 31, 1992.

90           (2) [none]

91           (3) Any commercial driver's license issued under this  
92 article before January 1, 1990, which expires after March 31,  
93 1992, shall be void on April 1, 1992, for the operation of any



94 commercial vehicle requiring a commercial license to be issued  
95 under Article 2 of this chapter; however, if the holder of any  
96 such license applies for a commercial driver's license under  
97 Article 2 of this chapter, passes the required tests for such  
98 license, pays all applicable fees under Article 2 of this chapter  
99 except the Forty Dollars (\$40.00) license fee and otherwise meets  
100 all requirements for the issuance of such license, then such  
101 person shall be issued a license under Article 2 of this chapter  
102 which shall expire on the expiration date of the commercial  
103 driver's license being replaced.

104 (4) [none]

105 (5) The Commissioner of Public Safety shall notify, by  
106 United States mail addressed to the last known address of record  
107 with the Department of Public Safety, all holders of commercial  
108 driver's licenses issued under this article before January 1,  
109 1990, and which expire after March 31, 1992, that such licenses  
110 will be void on and after April 1, 1992, for the operation of any  
111 vehicle for which a commercial driver's license is required to be  
112 issued under Article 2 of this chapter.

113 (6) Any person holding a valid commercial driver's license  
114 issued under this article before January 1, 1990, shall continue  
115 thereafter, until expiration of such license, to be entitled to  
116 operate all vehicles which such license authorized him to operate  
117 immediately before January 1, 1990, except that from and after  
118 April 1, 1992, such license shall not entitle the licensee to  
119 operate a commercial motor vehicle the lawful operation of which  
120 requires a commercial driver's license under Article 2 of this  
121 chapter.

122 (7) Except as otherwise provided in this article, each  
123 applicant for an original driver's license issued pursuant to this  
124 article, who is entitled to issuance of same, being under eighteen  
125 (18) years of age, shall be issued a one-year license which will  
126 expire at midnight on the licensee's birthday. Renewal driver's



127 licenses of operators under the age of eighteen (18) shall be for  
128 one-year periods and may be renewed any time within two (2) months  
129 before the expiration of the license upon application and payment  
130 of the required fee, unless required to be reexamined. An  
131 intermediate license shall be valid for one (1) year from its date  
132 of issue and may be renewed any time within fourteen (14) days  
133 before expiration of the license. All applications by an operator  
134 under the age of eighteen (18) must be accompanied by  
135 documentation that the applicant is in compliance with the  
136 education requirements of Section 63-1-9(1)(g); the documentation  
137 must be dated no more than thirty (30) days prior to the date of  
138 application.

139       **SECTION 3.** This act shall take effect and be in force from  
140 and after July 1, 2002.

