

By: Representative Chism

To: Insurance;
Transportation

HOUSE BILL NO. 94

1 AN ACT TO AMEND SECTION 63-1-33, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT BEFORE AN APPLICANT FOR A DRIVER'S LICENSE MAY TAKE
3 THE ROAD TEST HE MUST PRESENT TO THE LICENSE EXAMINER PROOF OF
4 LIABILITY INSURANCE IN EFFECT FOR THE MOTOR VEHICLE THAT THE
5 APPLICANT INTENDS TO OPERATE WHILE BEING TESTED; AND FOR RELATED
6 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 Prior to the administration of the road test the license
21 examiner shall inspect the horn, lights, brakes, inspection
22 certificate and vehicle registration of the motor vehicle which
23 the applicant expects to operate while being tested, and if he
24 finds that any of the aforementioned items are deficient, no
25 license or endorsement shall be issued to the applicant until same
26 have been repaired. An applicant shall not be allowed to take the
27 road test unless the applicant presents to the license examiner
28 proof of liability insurance in effect for the vehicle that the
29 applicant expects to operate while being tested.

30 An applicant for a Mississippi driver's license who, at the
31 time of application, holds a valid motor vehicle driver's license
32 issued by another state shall not be required to take a written
33 test.

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

46 **SECTION 2.** This act shall take effect and be in force from
47 and after July 1, 2006.