

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**House Bill No. 550**

**BY: Committee**

**Amend by striking all after the enacting clause and inserting  
in lieu thereof the following:**

10           **SECTION 1.** Section 45-33-43, Mississippi Code of 1972, is  
11 amended as follows:  
12           45-33-43. At the time a person surrenders a driver's license  
13 from another jurisdiction or makes an application for a driver's  
14 license, temporary driving permit, \* \* \* commercial driver's  
15 license or identification card issued under Section 45-35-3, the  
16 department shall provide the applicant with written information on  
17 the registration requirements of this chapter and shall require  
18 written acknowledgment by the applicant of receipt of the  
19 notification.



20           **SECTION 2.** Section 63-1-5, Mississippi Code of 1972, is  
21 amended as follows:

22           63-1-5. (1) (a) No person shall drive or operate a motor  
23 vehicle or an autocycle as defined in Section 63-3-103 upon the  
24 highways of the State of Mississippi without first securing an  
25 operator's license to drive on the highways of the state, unless  
26 specifically exempted by Section 63-1-7.

27                   (b) The types of operator's licenses are:

28                           (i) Class R;

29                           (ii) Class D;

30                           (iii) Class A, B or C commercial license governed  
31 by Article 5 of this chapter; and

32           \* \* \*

33                           ( \* \* \*iv) Interlock-restricted license as  
34 prescribed in Section 63-11-31.

35           (2) (a) Every person who makes application for an original  
36 license or a renewal license to operate any single vehicle with a  
37 gross weight rating of less than twenty-six thousand one (26,001)  
38 pounds or any vehicle towing a vehicle with a gross vehicle weight  
39 rating not in excess of ten thousand (10,000) pounds other than  
40 vehicles included in Class C, vehicles which require a special  
41 endorsement, or to operate a vehicle as a common carrier by motor  
42 vehicle, taxicab, passenger coach, dray, contract carrier or  
43 private commercial carrier as defined in Section 27-19-3, other  
44 than those vehicles for which a Class A, B or C license is



45 required under Article 5 of this chapter, may, in lieu of the  
46 Class R regular driver's license, apply for and obtain a Class D  
47 driver's license. The fee for the issuance of a Class D driver's  
48 license shall be as set forth in Section 63-1-43 and the Class D  
49 license shall be valid for the term prescribed in Section 63-1-47.  
50 Except as required under Article 5 of this chapter, no driver of a  
51 pickup truck shall be required to have a Class D or a commercial  
52 license regardless of the purpose for which the pickup truck is  
53 used.

54 (b) Persons operating vehicles listed in paragraph (a)  
55 of this subsection for private purposes or in emergencies need not  
56 obtain a Class D license.

57 (3) An interlock-restricted license allows a person to drive  
58 only a motor vehicle equipped with an ignition-interlock device.

59 (4) A person who violates this section is guilty of a  
60 misdemeanor and, upon conviction, may be punished by imprisonment  
61 for not less than two (2) days nor more than six (6) months, by a  
62 fine of not less than Two Hundred Dollars (\$200.00) nor more than  
63 Five Hundred Dollars (\$500.00), or both.

64 **SECTION 3.** Section 63-1-9, Mississippi Code of 1972, is  
65 amended as follows:

66 63-1-9. (1) No driver's license \* \* \* or regular learner's  
67 permit shall be issued pursuant to this article:

68 (a) To any person under the age of eighteen (18) years  
69 except as provided in this article.



70           (b) To any person whose license to operate a motor  
71 vehicle on the highways of Mississippi has been previously revoked  
72 or suspended by this state or any other state or territory of the  
73 United States or the District of Columbia, if the revocation or  
74 suspension period has not expired.

75           (c) To any person who is an habitual drunkard or who is  
76 addicted to the use of other narcotic drugs.

77           (d) To any person who would not be able by reason of  
78 physical or mental disability to operate a motor vehicle on the  
79 highways with safety. However, persons who have one (1) arm or  
80 leg, or have arms or legs deformed, and are driving a car provided  
81 with mechanical devices whereby the person is able to drive in a  
82 safe manner over the highways, if otherwise qualified, shall  
83 receive an operator's license the same as other persons.

84 Moreover, deafness shall not be a bar to obtaining a license.

85           (e) To any person as an operator who has previously  
86 been adjudged to be afflicted with and suffering from any mental  
87 disability and who has not at time of application been restored to  
88 mental competency.

89           (f) To any unmarried person under the age of eighteen  
90 (18) years who does not at the time of application present a  
91 diploma or other certificate of high school graduation or a  
92 general educational development certificate issued to the person  
93 in this state or any other state; or on whose behalf documentation



94 has not been received by the Department of Public Safety from that  
95 person or a school official verifying that the person:

96 (i) Is enrolled and making satisfactory progress  
97 in a course leading to a general educational development  
98 certificate;

99 (ii) Is enrolled in school in this state or any  
100 other state;

101 (iii) Is enrolled in a "nonpublic school," as such  
102 term is defined in Section 37-13-91(2)(i); or

103 (iv) Is unable to attend any school program due to  
104 circumstances deemed acceptable as set out in Section 63-1-10.

105 (g) To any person under the age of eighteen (18) years  
106 who has been convicted under Section 63-11-30.

107 (2) All permits and licenses issued on or before July 31,  
108 2009, shall be valid according to the terms upon which issued.  
109 From and after August 1, 2009:

110 (a) A regular learner's permit may be issued to any  
111 person who is at least fifteen (15) years of age who otherwise  
112 meets the requirements of this article.

113 \* \* \*

114 ( \* \* \* b) A driver's license may be issued to any  
115 person who is at least \* \* \* sixteen (16) years of age who  
116 otherwise meets the requirements of this article and who has  
117 held \* \* \* a regular learner's permit for at least one (1) year  
118 without any conviction under Section 63-11-30 or of a moving



119 violation. Any conviction under Section 63-11-30 or of a moving  
120 violation shall restart the six-month requirement for the holding  
121 of an intermediate license before an applicant can qualify for a  
122 driver's license. \* \* \* An applicant for a driver's license who  
123 was unable to make timely application in 2020 for an intermediate  
124 license, due to the closure of driver's license offices owing to  
125 the Coronavirus Disease 2019 (COVID-19), shall have the period in  
126 which he or she was eligible but unable to apply credited toward  
127 the \* \* \* one-year requirement for the holding of an intermediate  
128 license.

129 ( \* \* \* c) An applicant for a Mississippi driver's  
130 license who, at the time of application, is at least \* \* \* sixteen  
131 (16) years of age and who has held a valid motor vehicle driver's  
132 license issued by another state for at least six (6) months shall  
133 not be required to hold a regular learner's permit \* \* \* before  
134 being issued a driver's license.

135 (3) The commissioner shall ensure that the regular learner's  
136 permit \* \* \* and driver's license issued under this article are  
137 clear, distinct and easily distinguishable from one another.

138 **SECTION 4.** Section 63-1-10.1, Mississippi Code of 1972, is  
139 amended as follows:

140 63-1-10.1. A school superintendent or designee shall report  
141 to the Department of Education on a schedule determined by the  
142 State Board of Education when a student under eighteen (18) years  
143 of age who has been issued a driver's license \* \* \* or temporary



144 learning permit has been coded as a "drop out" as defined by the  
145 State Board of Education. The Department of Education will  
146 provide notification to the Department of Public Safety of those  
147 students under eighteen (18) years of age who have obtained a  
148 driver's license \* \* \* or temporary learning permit and have been  
149 coded by the local school district as a "drop out" upon  
150 verification that prior written parental consent for the release  
151 of educational records has been obtained in compliance with the  
152 Family Educational Rights and Privacy Act of 1972, as amended, 20  
153 USCS Section 1232.

154 **SECTION 5.** Section 63-1-21, Mississippi Code of 1972, is  
155 amended as follows:

156 63-1-21. (1) To obtain a new or original Class R or Class  
157 D \* \* \* license, every applicant other than a person holding a  
158 valid out-of-state license shall first obtain a regular learner's  
159 permit, successfully complete the examination provided for in  
160 Section 63-1-33, and pay the regular learner's permit fee and  
161 examination fee prescribed in Section 63-1-43.

162 (2) A regular learner's permit entitles the holder, if the  
163 permit is in his immediate possession, to drive a motor vehicle  
164 other than a motorcycle on the highways of the State of  
165 Mississippi only when accompanied by a licensed operator who is at  
166 least twenty-one (21) years of age and who is actually occupying  
167 the seat beside the driver. A regular learner's permit may be  
168 issued to any applicant who is at least fifteen (15) years of age



169 and shall be valid for a period of two (2) years from the date of  
170 issue.

171 (3) \* \* \* A regular license holder under the age of eighteen  
172 (18) shall be allowed unsupervised driving from 6:00 a.m. to 10:00  
173 p.m. Sunday through Thursday and 6:00 a.m. to 11:30 p.m. Friday  
174 and Saturday, and \* \* \* be allowed unsupervised driving any time  
175 for a person traveling directly to or from work or other  
176 educational, recreational or extracurricular activity with  
177 parental approval. At all other times \* \* \* for the first six (6)  
178 months, the regular license holder under the age of eighteen (18)  
179 must be supervised by a parent, guardian or other person aged  
180 twenty-one (21) years or older who holds a valid driver's license  
181 under this article and who is actually occupying the seat beside  
182 the driver.

183 \* \* \*

184 **SECTION 6.** Section 63-1-23, Mississippi Code of 1972, is  
185 amended as follows:

186 63-1-23. The application of any person under the age of  
187 seventeen (17) years for a temporary driving permit \* \* \* or  
188 license issued pursuant to this article shall be signed and  
189 verified before a person authorized to administer oaths by both  
190 the father and mother of the applicant, if both are living and  
191 have custody of him, or in the event neither parent is living then  
192 by the person or guardian having such custody or by an employer of  
193 him, or in the event there is no guardian or employer then by any





194 other responsible person who is willing to assume the obligation  
195 imposed under Section 63-1-25 upon a person signing the  
196 application of a minor.

197         **SECTION 7.** Section 63-1-35, Mississippi Code of 1972, is  
198 amended as follows:

199         63-1-35. (1) The Commissioner of Public Safety shall  
200 prescribe the form of license issued pursuant to this article  
201 which shall, among other features, include a driver's license  
202 number assigned by the Department of Public Safety. A licensee  
203 shall list his social security number with the department which  
204 shall cross reference the social security number with the driver's  
205 license number for purposes of identification. Additionally, each  
206 license shall bear a full-face color photograph of the licensee in  
207 such form that the license and the photograph cannot be separated.  
208 The photograph shall be taken so that one (1) exposure will  
209 photograph the applicant and the application simultaneously on the  
210 same film. The department shall use a process in the issuance of  
211 a license with a color photograph that shall prevent as nearly as  
212 possible any alteration, counterfeiting, duplication,  
213 reproduction, forging or modification of the license or the  
214 superimposition of a photograph without ready detection. The  
215 photograph shall be replaced by the department at the time of  
216 renewal. Drivers' licenses, including photographs appearing  
217 thereon, may be renewed by electronic means according to rules and



218 regulations promulgated by the commissioner in conformity to  
219 Section 27-104-33.

220 (2) The commissioner shall prescribe the form of license  
221 issued pursuant to this article to licensees who are not United  
222 States citizens and who do not possess a social security number  
223 issued by the United States government. The license of such  
224 persons shall include a number and/or other identifying features.

225 (3) Any new, renewal or duplicate driver's license,  
226 temporary driving permit \* \* \* or commercial driver's license  
227 issued to a person required to register as a sex offender pursuant  
228 to Section 45-33-25 shall bear a designation identifying the  
229 licensee or permittee as a sex offender.

230 (4) The commissioner is authorized to provide the new,  
231 renewal or duplicate driver's license, temporary driving  
232 permit \* \* \* or commercial driver's license to any honorably  
233 discharged veteran as defined in Title 38 of the United States  
234 Code, and such license or permit shall exhibit the letters "Vet"  
235 or any other mark identifying the person as a veteran. The  
236 veteran requesting the "Vet" designation shall present his DD-214  
237 or equivalent document that includes a notation from the State  
238 Veterans Affairs Board that the applicant is a veteran.

239 (5) Not later than July 1, 2021, the commissioner shall  
240 develop and implement a driver's license or driving permit in  
241 electronic format as an additional option for license or permit  
242 holders. Acceptable electronic formats include display of



243 electronic images on a cellular phone or any other type of  
244 electronic device.

245 **SECTION 8.** Section 63-1-43, Mississippi Code of 1972, is  
246 amended as follows:

247 63-1-43. (1) The commissioner shall charge and collect the  
248 following fees:

249 (a) Fees to which the card stock fee authorized in  
250 Section 45-1-21 shall be added:

251 Class R original or renewal four-year license  
252 authorized in Section 63-1-5 .....\$18.00

253 Class R original or renewal eight-year license  
254 authorized in Section 63-1-5 .....\$36.00

255 Class D original or renewal four-year license  
256 authorized in Section 63-1-47 .....\$23.00

257 Class D original or renewal eight-year license  
258 authorized in Section 63-1-47 .....\$46.00

259 Four-year Identification Card authorized in  
260 Section 45-35-7 .....\$11.00

261 Eight-year Identification Card authorized in  
262 Section 45-35-7 .....\$22.00

263 Eight-year Identification Card for the blind  
264 authorized in Section 45-35-7 .....\$11.00

265 Four-year Disability Identification Card authorized in  
266 Section 45-35-53 .....\$11.00

267 Regular Learner's Permit authorized in



268 Section 63-1-21 .....\$ 1.00  
 269 Duplicate Identification Card or Disability  
 270 Identification Card .....\$ 5.00  
 271 \* \* \*  
 272 Duplicate Class R or Class D license  
 273 authorized in Section 63-1-37 .....\$ 5.00  
 274 Class A, B or C Commercial driver's license  
 275 authorized in Section 63-1-208 .....\$48.00  
 276 CDL Learner's Permit authorized in  
 277 Section 63-1-208 .....\$10.00  
 278 Duplicate CDL or CDL learner's permit .....\$ 5.00  
 279 Ignition-Interlock-Restricted License  
 280 authorized in Section 63-11-31 .....\$50.00  
 281 (b) Driver services fees to which the card stock fee  
 282 authorized in Section 45-1-21 is not added:  
 283 Temporary Motorcycle Permit .....\$ 1.00  
 284 Four-year or eight-year Motorcycle Endorsement.....\$ 5.00  
 285 Late Renewal Fee .....\$ 1.00  
 286 Four-year Identification Card upon medical reason for  
 287 surrender of a driver's license as authorized in  
 288 Section 45-35-7 (one (1) time only) .....No fee  
 289 Hazardous Materials Background Check (federal).....\$63.00  
 290 Hazardous Materials Background Check (state).....\$37.00  
 291 CDL Application Fee .....\$25.00  
 292 CDL Endorsements:



293	Tanker Endorsement .....	\$ 5.00
294	Doubles/Triples Endorsement .....	\$ 5.00
295	Passenger Endorsement .....	\$ 5.00
296	Hazardous Materials Endorsement .....	\$ 5.00
297	School Bus Endorsement .....	\$ 5.00

298           (c) In addition to the fees required in this section,  
299 an applicant may contribute an additional One Dollar (\$1.00) which  
300 shall be deposited into the Statewide Litter Prevention Fund. The  
301 applicant shall be informed that he may contribute an additional  
302 One Dollar (\$1.00) which shall be deposited into the Statewide  
303 Litter Prevention Fund and shall be expended solely for the  
304 purpose of funding litter prevention projects or litter education  
305 programs, as recommended by the Statewide Litter Prevention  
306 Program of Keep Mississippi Beautiful, Inc.

307           (d) Starting January 1, 2021, for any original or  
308 renewal license for which the fee is greater than Ten Dollars  
309 (\$10.00), if the applicant brings all required documentation but  
310 does not receive his or her license within two and one-half  
311 (2-1/2) hours of entering and remaining at the license station,  
312 Ten Dollars (\$10.00) shall be deducted from the total amount owed  
313 for the license.

314           (2) All originals and renewals of operators' licenses shall  
315 be in compliance with Section 63-1-47.

316           **SECTION 9.** Section 63-1-47, Mississippi Code of 1972, is  
317 amended as follows:



318           63-1-47. (1) (a) Except as otherwise provided in this  
319 section, each applicant for an original or renewal Class R or  
320 Class D license issued pursuant to this article, who is entitled  
321 to issuance of same, shall be issued a four-year license or an  
322 eight-year license, at the option of the applicant, which will  
323 expire at midnight on the licensee's birthday and may be renewed  
324 any time within six (6) months before the expiration of the  
325 license upon application and payment of the required fee, unless  
326 required to be reexamined.

327       \* \* \*

328           ( \* \* \*b) The term of an ignition-interlock-restricted  
329 license issued under this article shall be four (4) years.

330           (2) Any commercial driver's license issued under Article 5  
331 of this chapter shall be issued for a five-year term to expire at  
332 midnight on the licensee's birthday.

333           (3) (a) All applications by an operator under eighteen (18)  
334 years of age must be accompanied by documentation that the  
335 applicant is in compliance with the education requirements of  
336 Section 63-1-9(1)(g), and the documentation used in establishing  
337 compliance must be dated no more than thirty (30) days before the  
338 date of application.

339           (b) All applications by an operator under eighteen (18)  
340 years of age, if applicable, must be accompanied by documentation  
341 signed and notarized by the parent or guardian of the applicant  
342 and the appropriate school official, authorizing the release of



343 the applicant's attendance records to the Department of Public  
344 Safety as required under Section 63-1-10.

345 (c) The commissioner shall suspend the driver's  
346 license \* \* \* or regular learner's permit of a student under  
347 eighteen (18) years of age who has been reported by the Department  
348 of Education as required by Section 63-1-10.1, and shall give  
349 notice of the suspension to the licensee as provided in Section  
350 63-1-52(4). A school superintendent or designee may request that  
351 the driver's license \* \* \* or regular learner's permit that has  
352 been suspended under the provisions of this subsection be  
353 reinstated after the student has successfully completed nine (9)  
354 weeks of school attendance without an unlawful absence.

355 (4) (a) Any original or renewal license issued under this  
356 chapter to a person who is not a United States citizen shall  
357 expire four (4) years from the date of issuance or on the  
358 expiration date of the applicant's authorized stay in the United  
359 States, whichever is the lesser period of time, and may be  
360 renewed, if the person is otherwise qualified to renew the  
361 license, within thirty (30) days of expiration. The fee for any  
362 such license and for renewal shall be as prescribed in Section  
363 63-1-43.

364 (b) Any applicant for an original or renewal license  
365 under this subsection (4) must present valid documentary evidence  
366 documenting that the applicant:

367 (i) Is a citizen or national of the United States;



368 (ii) Is an alien lawfully admitted for permanent  
369 or temporary residence in the United States;

370 (iii) Has conditional permanent residence status  
371 in the United States;

372 (iv) Has an approved application for asylum in the  
373 United States or has entered into the United States in refugee  
374 status;

375 (v) Has a valid, unexpired nonimmigrant visa or  
376 nonimmigrant visa status for entry into or lawful presence in the  
377 United States;

378 (vi) Has a pending application for asylum in the  
379 United States;

380 (vii) Has a pending or approved application for  
381 temporary protected status in the United States;

382 (viii) Has approved deferred-action status;

383 (ix) Has a pending application for adjustment of  
384 status to that of an alien lawfully admitted for permanent  
385 residence in the United States or conditional permanent resident  
386 status in the United States; or

387 (x) Has a valid employment authorization card  
388 issued by the United States Department of Homeland Security.

389 (5) For any driver's license issued under this chapter, the  
390 Department of Public Safety shall send an email and text message  
391 notification of an upcoming driver's license expiration date to  
392 the known emails and phone numbers authorized by license holders





393 for such notices not less than thirty (30) days before the  
394 expiration date of that license.

395         **SECTION 10.** This act shall take effect and be in force from  
396 and after its passage.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1         AN ACT TO AMEND SECTIONS 45-33-43, 63-1-5, 63-1-9, 63-1-10.1,  
2 63-1-23, 63-1-35, 63-1-43 AND 63-1-47, MISSISSIPPI CODE OF 1972,  
3 TO DELETE ALL REFERENCES TO AN INTERMEDIATE DRIVER'S LICENSE; TO  
4 AMEND SECTION 63-1-21, MISSISSIPPI CODE OF 1972, TO AUTHORIZE A  
5 REGULAR LICENSE HOLDER UNDER THE AGE OF 18 TO DRIVE UNSUPERVISED  
6 AT ANY TIME DIRECTLY TO OR FROM AN EDUCATIONAL, RECREATIONAL OR  
7 EXTRACURRICULAR ACTIVITY WITH PARENTAL APPROVAL; TO CONFORM TO THE  
8 PRECEDING SECTIONS; AND FOR RELATED PURPOSES.

