

By: Representatives Deweese, Barnett,
Massengill, Kinkade

To: Marine Resources

HOUSE BILL NO. 1102

1 AN ACT TO AMEND SECTIONS 59-21-85, MISSISSIPPI CODE OF 1972,
 2 TO REQUIRE THAT A PERSON OPERATING A MOTORBOAT SHALL HAVE IN HIS
 3 OR HER POSSESSION EITHER HIS OR HER CERTIFICATE OF SATISFACTORY
 4 COMPLETION OF THE BOATING SAFETY COURSE OR HIS OR HER DRIVER'S
 5 LICENSE THAT INDICATES SATISFACTORY COMPLETION OF THE BOATING
 6 SAFETY COURSE; TO AMEND SECTION 63-1-35, MISSISSIPPI CODE OF 1972,
 7 TO AUTHORIZE THE COMMISSIONER TO PROVIDE A NEW, RENEWAL OR
 8 DUPLICATE DRIVER'S LICENSE, TEMPORARY DRIVING PERMIT OR COMMERCIAL
 9 DRIVER'S LICENSE THAT INDICATES THAT THE APPLICANT FOR SUCH
 10 LICENSE OR PERMIT HAS COMPLETED A COURSE IN BOATING SAFETY
 11 CONDUCTED OR APPROVED BY THE DEPARTMENT OF WILDLIFE, FISHERIES AND
 12 PARKS; TO REQUIRE THAT SUCH LICENSE OR PERMIT SHALL EXHIBIT THE
 13 WORD "BOAT" OR ANY OTHER MARK IDENTIFYING THAT THE PERSON HAS
 14 COMPLETED THE BOATING SAFETY COURSE; TO BRING FORWARD SECTIONS
 15 45-35-5 AND 45-35-11, MISSISSIPPI CODE OF 1972, WHICH RELATE TO
 16 THE CONTENTS AND IDENTIFYING DATA REQUIRED FOR DRIVERS LICENSES OR
 17 OTHER IDENTIFICATION CARDS, FOR PURPOSES OF POSSIBLE AMENDMENT;
 18 AND FOR RELATED PURPOSES.

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

20 **SECTION 1.** Section 59-21-85, Mississippi Code of 1972, is
 21 amended as follows:

22 59-21-85. (1) (a) No motorboat required to be numbered
 23 under this chapter shall be operated by any person who is under
 24 the age of twelve (12) years, unless he or she possesses a
 25 certificate as required under this section and is also accompanied



26 by a parent, guardian or other person who is at least twenty-one
27 (21) years of age and qualified and capable of operating the same.

28 (b) A motorboat required to be numbered under this
29 chapter may not be operated by any person born after June 30,
30 1980, unless the person has completed a course in boating safety
31 conducted or approved by the Department of Wildlife, Fisheries and
32 Parks, and the person has in his or her immediate possession while
33 operating a motorboat a certificate of satisfactory completion of
34 the boating safety course, or his or her driver's license that
35 indicates satisfactory completion of the boating safety course.

36 (c) The requirement of possessing a certificate under
37 this subsection shall not apply to any person operating a
38 motorboat that is rented from a person engaged in the business of
39 renting motorboats.

40 (2) Boating safety courses shall be held by the Department
41 of Wildlife, Fisheries and Parks, or instructors designated and
42 approved by the department. The Department of Wildlife, Fisheries
43 and Parks shall issue a certificate to each person who
44 satisfactorily completes the boating safety course.

45 (3) In lieu of any other penalties provided for a violation
46 of this chapter, a violation of this section is punishable by a
47 fine of not less than Twenty-five Dollars (\$25.00) nor more than
48 Fifty Dollars (\$50.00).

49 **SECTION 2.** Section 63-1-35, Mississippi Code of 1972, is
50 amended as follows:



51 63-1-35. (1) The Commissioner of Public Safety shall
52 prescribe the form of license issued pursuant to this article
53 which shall, among other features, include a driver's license
54 number assigned by the Department of Public Safety. A licensee
55 shall list his social security number with the department which
56 shall cross reference the social security number with the driver's
57 license number for purposes of identification. Additionally, each
58 license shall bear a full-face color photograph of the licensee in
59 such form that the license and the photograph cannot be separated.
60 The photograph shall be taken so that one (1) exposure will
61 photograph the applicant and the application simultaneously on the
62 same film. The department shall use a process in the issuance of
63 a license with a color photograph that shall prevent as nearly as
64 possible any alteration, counterfeiting, duplication,
65 reproduction, forging or modification of the license or the
66 superimposition of a photograph without ready detection. The
67 photograph shall be replaced by the department at the time of
68 renewal. Drivers' licenses, including photographs appearing
69 thereon, may be renewed by electronic means according to rules and
70 regulations promulgated by the commissioner in conformity to
71 Section 27-104-33.

72 (2) The commissioner shall prescribe the form of license
73 issued pursuant to this article to licensees who are not United
74 States citizens and who do not possess a social security number



75 issued by the United States government. The license of such
76 persons shall include a number and/or other identifying features.

77 (3) Any new, renewal or duplicate driver's license,
78 temporary driving permit or commercial driver's license issued to
79 a person required to register as a sex offender pursuant to
80 Section 45-33-25 shall bear a designation identifying the licensee
81 or permittee as a sex offender.

82 (4) The commissioner is authorized to provide the new,
83 renewal or duplicate driver's license, temporary driving permit or
84 commercial driver's license to any honorably discharged veteran as
85 defined in Title 38 of the United States Code, and such license or
86 permit shall exhibit the letters "Vet" or any other mark
87 identifying the person as a veteran. The veteran requesting the
88 "Vet" designation shall present his DD-214, Military Retiree
89 Identification Card, United States Department of Veterans Affairs
90 Medical Identification Card, United States Department of Veterans
91 Affairs Identification Card or National Guard Form NGB 22. The
92 veteran requesting the "Vet" designation may present his DD-214,
93 Military Retiree Identification Card, United States Department of
94 Veterans Affairs Medical Identification Card, United States
95 Department of Veterans Affairs Identification Card or National
96 Guard Form NGB 22 in person at the Mississippi Department of
97 Public Safety Driver's License Station.

98 (5) The commissioner is authorized to provide a new,
99 renewal or duplicate driver's license, temporary driving permit or



100 commercial driver's license that indicates that the applicant for
101 such license or permit has completed a course in boating safety
102 conducted or approved by the Department of Wildlife, Fisheries and
103 Parks. Such license or permit shall exhibit the word "Boat" or
104 any other mark identifying that the person has completed the
105 boating safety course. The person requesting such boating safety
106 certification designation shall present his or her certificate of
107 satisfactory completion of the boating safety course in person at
108 the Mississippi Department of Public Safety Driver's License
109 Station.

110 (6) Not later than July 1, 2021, the commissioner shall
111 develop and implement a driver's license or driving permit in
112 electronic format as an additional option for license or permit
113 holders. Acceptable electronic formats include display of
114 electronic images on a cellular phone or any other type of
115 electronic device.

116 (* * *7) If false documents are provided by an individual
117 for purposes of obtaining a veteran driver's license, such action
118 shall be considered fraudulent use of identity under Section
119 97-19-85, Mississippi Code of 1972, and shall be punishable, upon
120 conviction, as a felony pursuant to the provisions of that
121 section.

122 **SECTION 3.** Section 45-35-5, Mississippi Code of 1972, is
123 brought forward as follows:



124 45-35-5. Data for the issuance of an identification card
125 shall include a birth certificate or other document to establish
126 the age and identity of the applicant, the social security number
127 of the applicant, and such other identifying data as is required
128 on an application for issuance of a driver's license.

129 **SECTION 4.** Section 45-35-11, Mississippi Code of 1972, is
130 brought forward as follows:

131 45-35-11. All identification cards shall be centrally issued
132 by the department, adequately describe the registrant, bear a
133 color photograph of the registrant, and include other such
134 identifying data as required by Section 45-35-5.

135 **SECTION 5.** This act shall take effect and be in force from
136 and after July 1, 2023.

