

By: Martinson

To: Transportation

HOUSE BILL NO. 132

1 AN ACT TO AMEND SECTION 63-1-69, MISSISSIPPI CODE OF 1972, TO
2 REPEAL THE PROVISION THAT AUTHORIZES THE ISSUANCE OF A HARDSHIP
3 DRIVER'S LICENSE TO A MINOR WHO IS FIFTEEN YEARS OF AGE; AND FOR
4 RELATED PURPOSES.

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

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

8 63-1-9. * * * No license shall be issued pursuant to this
9 article:

10 (a) To any person under the age of sixteen (16)
11 years * * *.

12 (b) To any person whose license to operate a motor
13 vehicle on the highways of Mississippi has been previously revoked
14 or suspended by this state or any other state and/or territory of
15 the United States or the District of Columbia, and such revocation
16 or suspension period has not expired.

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

19 (d) To any person who would not be able by reason of
20 physical or mental disability, in the opinion of the commissioner
21 or other person authorized to grant an operator's license, to
22 operate a motor vehicle on the highways with safety. However,

23 persons who have one (1) arm or leg, or have arms or legs
24 deformed, and have their car provided with mechanical devices
25 whereby they are able to drive in a safe manner over the highways,
26 if otherwise qualified, shall receive an operator's license the
27 same as other persons. Moreover, deafness shall not be a bar to
28 obtaining a license.

29 (e) To any person who is under the age of seventeen
30 (17) years to drive any motor vehicle while in use as a school bus
31 for the transportation of pupils to or from school, or to drive
32 any motor vehicle while in use as a public or common carrier of
33 persons or property.

34 (f) To any person as an operator who has previously
35 been adjudged to be afflicted with and suffering from any mental
36 disability and who has not at time of application been restored to
37 mental competency.

38 (g) To any unmarried person under the age of eighteen
39 (18) years who does not at the time of application present a
40 diploma or other certificate of high school graduation or a
41 general education development certificate issued to the person in
42 this state or any other state, or documentation that the person:

43 (i) Is enrolled and making satisfactory progress
44 in a course leading to a general education development
45 certificate;

46 (ii) Is enrolled in school in this state or any
47 other state;

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

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

52 (h) To any person under the age of eighteen (18) years
53 who has been convicted under Section 63-11-30.

54 * * *

55 SECTION 2. This act shall take effect and be in force from
56 and after July 1, 2000.