

House Bill 169 (AS PASSED HOUSE AND SENATE)

By: Representatives Corbett of the 174<sup>th</sup>, Ridley of the 6<sup>th</sup>, Momtahan of the 17<sup>th</sup>, Pirkle of the 155<sup>th</sup>, Watson of the 172<sup>nd</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 40-5-147 of the Official Code of Georgia Annotated, relating to  
2 requirements for issuance of commercial driver's license or instruction permit, administration  
3 of skills test by third party, waiver or exemption, and disqualification and notice, so as to  
4 provide for requirements for issuance of a commercial driver's license; to revise the length  
5 of validity of a commercial driver's instruction permit; to provide for related matters; to  
6 provide for an effective date and applicability; to repeal conflicting laws; and for other  
7 purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Code Section 40-5-147 of the Official Code of Georgia Annotated, relating to requirements  
11 for issuance of commercial driver's license or instruction permit, administration of skills test  
12 by third party, waiver or exemption, and disqualification and notice, is amended by revising  
13 paragraph (1) of subsection (a) and paragraph (4) of subsection (c) as follows:

14 "(a)(1)(A) Except as otherwise provided in Code Section 40-5-148, no person ~~may~~  
15 shall be issued a commercial driver's license unless that person ~~is~~;

16 (i) Is a resident of this state, ~~is~~;

H. B. 169

17 (ii) Is at least 18 years of age, ~~has;~~  
 18 (iii) Has completed a commercial driver training course which complies with 49  
 19 C.F.R. Parts 383 and 384;  
 20 (iv) Has passed a knowledge and skills test for driving a commercial motor vehicle  
 21 which complies with minimum federal standards established by federal regulations  
 22 enumerated in 49 C.F.R. Part 383, subparts G and H, ~~and has; and~~  
 23 (v) Has satisfied all other requirements of the Commercial Motor Vehicle Safety Act  
 24 of 1986, Title XII of Public Law 99-570, in addition to any other requirements  
 25 imposed by state law or federal regulation. ~~The tests shall be prescribed and~~  
 26 (B) Any test required pursuant to this Code section shall be conducted by the  
 27 department in English only.”  
 28 “(4) The commercial driver's instruction permit ~~may~~ shall not be issued for a period to  
 29 exceed ~~180 days and may be renewed one time for an additional 180~~ 365 days. Upon the  
 30 expiration of the ~~second 180~~ 365 day term, ~~if applicable;~~ the commercial driver's  
 31 instruction permit holder shall upgrade to a commercial driver's license or submit a new  
 32 application, pay the required fees, and retake the required knowledge and skills tests to  
 33 obtain a commercial driver's instruction permit. The holder of a commercial driver's  
 34 instruction permit may drive a commercial motor vehicle on a highway only when  
 35 accompanied by the holder of a commercial driver's license valid for the class of vehicle  
 36 being operated, along with all required endorsements and restrictions, who occupies a  
 37 seat beside the individual for the purpose of giving instruction in driving the commercial  
 38 motor vehicle.”

39 **SECTION 2.**

40 This Act shall become effective on July 1, 2021, and the portions relating to driver training  
 41 shall apply to the issuance of any commercial driver's license on or after January 1, 2022.

42

**SECTION 3.**

43 All laws and parts of laws in conflict with this Act are repealed.