

SB89 INTRODUCED



1 2JGVKI-1
2 By Senator Sessions
3 RFD: Transportation and Energy
4 First Read: 21-Mar-23
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SYNOPSIS:

Under existing law, when a driver license is renewed, the license is valid for a period of four years from the expiration date of the immediately preceding license.

This bill would authorize a licensee to renew his or her license for a period of four or eight years, and would further provide for the fee for the issuance of the license.

A BILL
TO BE ENTITLED
AN ACT

Relating to driver licenses; to amend Section 32-6-1, Section 32-6-4, as last amended by Act 2022-300, 2022 Regular Session, Section 32-6-5, Section 32-6-6, as last amended by Act 2022-300, 2022 Regular Session, and Section 32-6-6.1, Code of Alabama 1975, to further provide for the renewal of a driver license; to provide for an eight-year renewal period of driver licenses; and to provide for the required fee for the issuance of an eight-year driver license.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 32-6-1, Section 32-6-4, as last



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29 amended by Act 2022-300, 2022 Regular Session, Section 32-6-5,
30 Section 32-6-6, as last amended by Act 2022-300, 2022 Regular
31 Session, and Section 32-6-6.1, Code of Alabama 1975, are
32 amended to read as follows:

33 "§32-6-1

34 (a) Every ~~person~~individual, except those specifically
35 exempted by statutory enactment, shall ~~procure~~obtain a
36 ~~driver's~~driver license before driving a motor vehicle upon the
37 highways of this state. Every new resident of ~~the State of~~
38 ~~Alabama~~this state shall ~~procure~~obtain an Alabama
39 ~~driver's~~driver license within 30 days after establishing
40 residence in this state.

41 (b) (1) Each original ~~driver's~~ driver license issued to
42 ~~a person~~an individual born in a year ending in an odd number
43 shall expire on the second anniversary of the licensee's birth
44 date occurring in an odd-numbered calendar year after the date
45 on which the application for the license was filed, and each
46 original ~~driver's~~driver license issued to ~~a person~~an
47 individual born in a year ending with an even number shall
48 expire on the second anniversary of the licensee's birth date
49 occurring in an even-numbered calendar year after the date on
50 which the application for the license was filed; ~~provided,~~
51 ~~that if.~~ If the license issued would expire in less than 24
52 months from the date on which the application for the license
53 was filed, the expiration date of ~~such~~the license is ~~hereby~~
54 extended for an additional period of two years. After the
55 expiration of an original ~~driver's~~driver license, all
56 subsequent renewals, at the discretion of the licensee, shall



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57 be for a period of four or eight years from the specified
58 expiration date of the immediately preceding license,
59 regardless of when the renewal ~~shall be~~ is issued.

60 (2) Every ~~driver's~~ driver license issued under this
61 article may be renewed at the end of the license period
62 without examination upon application and payment of the fee.
63 For the purpose of renewal of a ~~driver's~~ driver license, the
64 Alabama State Law Enforcement Agency shall mail renewal
65 notices to each licensee 30 days after expiration date if the
66 ~~driver's~~ driver license has not been renewed. A grace period of
67 60 days after expiration date of a ~~driver's~~ driver license
68 shall exist for the purpose of ~~driver's~~ driver license renewal
69 and the ~~driver's~~ driver license shall be valid for this time
70 period. The applicant shall apply for a ~~driver's~~ driver license
71 anytime during a period beginning 180 days before the
72 expiration date of the then current license until three years
73 after the expiration date of the license. Notwithstanding any
74 other provision of law, an active duty member of the U.S.
75 Armed Forces is not subject to the 180-day limit if he or she
76 can show proof to the licensing official that he or she is
77 unable to renew during the 180-day period due to deployment.
78 Failure to make application for renewal within the specified
79 time shall result in the applicant being required to take, and
80 successfully pass, a written examination and driving test as
81 administered by the Alabama State Law Enforcement Agency. If
82 any person's birthday is February 29, the first day of March
83 following shall be regarded as his or her birthday for the
84 purposes of this section.



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85 (c) The Alabama State Law Enforcement Agency shall make
86 available to any resident of this state who does not hold a
87 valid Alabama ~~driver's~~driver license a nondriver
88 identification card to be used for identification purposes
89 only. The nondriver identification card shall be issued only
90 upon application of the nondriver and shall be similar to the
91 ~~driver's~~driver license; except, that it shall bear the word
92 "nondriver" in prominent letters on the face of the
93 identification card. Each nondriver identification card shall
94 ~~bear thereon~~contain a distinguishing number assigned to the
95 nondriver and a color photograph of the nondriver, as well as
96 the name, birth date, residence address, and a brief
97 description of the nondriver who, for the purpose of
98 identification, shall immediately upon receipt thereof,
99 endorse his or her usual signature ~~in ink~~ upon the card in the
100 space provided ~~thereon~~, unless a facsimile of the nondriver
101 signature appears ~~thereon~~ on the license. The same degree of
102 proof of identification required of applicants for ~~driver's~~
103 driver licenses in this state shall be required of applicants
104 for nondriver identification cards."

105 "§32-6-4

106 (a) Upon the installation of a system for the issuance
107 of driver licenses and nondriver identification cards with
108 color photographs of licensees and nondrivers ~~thereon~~, all
109 initial Alabama licenses and nondriver identification cards
110 and renewals of licenses issued in this state shall be issued
111 in the following manner:

112 (1) The individual shall apply under oath to the



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113 Alabama State Law Enforcement Agency, for an initial Alabama
114 driver license or nondriver identification card and to the
115 judge of probate or license commissioner of the county of his
116 or her residence for the renewal of a license or nondriver
117 identification card upon a form ~~which~~that shall be provided by
118 the Secretary of the Alabama State Law Enforcement Agency.

119 (2) For the renewal of a driver license or nondriver
120 identification card, the judge of probate or license
121 commissioner shall take a color photograph of the licensee
122 with equipment to be furnished by the Alabama State Law
123 Enforcement Agency to be attached to each application.

124 (b) (1) For the purpose of defraying the cost of issuing
125 driver licenses or nondriver identification cards ~~with~~
126 containing color photographs of the licensee or nondriver
127 ~~thereon~~, except as provided in Section 32-6-4.1, the Alabama
128 State Law Enforcement Agency, judge of probate, or license
129 commissioner shall collect for each license or identification
130 card the required fee for a four-year license, an eight-year
131 license, or ~~an~~ nondriver identification card, and the Alabama
132 State Law Enforcement Agency, judge of probate, or license
133 commissioner shall give the licensee a driver license or
134 identification card. For purposes of this section, in addition
135 to any other fees provided by law, the required fee for a
136 four-year license shall be thirty dollars (\$30), and the
137 required fee for an eight-year license shall be seventy-five
138 dollars (\$75).

139 (2) Except as provided by rules of the Secretary of the
140 Alabama State Law Enforcement Agency, the nondriver



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141 identification card shall bear no expiration date for any
142 person 62 years of age or older.

143 ~~(2)~~ (3) A qualified student, as defined in Section
144 16-28-40(b), is exempt from the driver license issuance fee
145 required by this section.

146 (c) (1) Any male applicant who applies for a driver
147 license or a learner license or a renewal of the license who
148 is at least 18 years of age, but less than 26 years of age,
149 shall be registered in compliance with the requirements of
150 Section 3 of the Military Selective Service Act, 50 U.S.C.
151 App. 453, as amended.

152 (2) The Alabama State Law Enforcement Agency shall
153 forward in an electronic format the necessary personal
154 information of the applicants identified in this subsection to
155 the Selective Service System. The applicant's signature on the
156 application shall serve as an indication that the applicant
157 either has already registered with the Selective Service
158 System or that he is authorizing the agency to forward to the
159 Selective Service System the necessary information for
160 registration. The agency shall notify the applicant at the
161 time of application that his signature constitutes consent to
162 registration with the Selective Service System, if he is not
163 already registered."

164 "§32-6-5

165 (a) (1) At the close of business on Monday of each week,
166 when any application has been received or when any temporary
167 instruction permit provided for in this article has been
168 issued, the Alabama State Law Enforcement Agency (ALEA) or



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169 judge of probate ~~or Department of Public Safety~~ receiving the
170 application or issuing the permit shall prepare a report of
171 the same upon a form which shall be provided by the ~~Director~~
172 ~~of Public Safety~~ Secretary of ALEA. One copy of the report,
173 together with all applications received and copies of all
174 permits issued, shall be forwarded to ~~the Director of Public~~
175 ~~Safety~~ ALEA and one copy shall be retained by the judge of
176 probate.

177 (2) On the tenth day of every month except October,
178 November, and December, the judge of probate and ~~the~~
179 ~~Department of Public Safety~~ ALEA shall prepare a report
180 showing the number of applications received and permits issued
181 and the amount of fees received during the previous calendar
182 month.

183 (3) In the months of October, November, and December,
184 the report shall be prepared on the twentieth day of the
185 month. One copy of a report shall be forwarded to the Director
186 of Public Safety, one to the Comptroller, and one to the State
187 Treasurer, and the judge of probate shall retain a copy.

188 (b) (1) The judge of probate shall ~~also at that time~~
189 ~~deliver~~ remit to the State Treasurer the amount of all ~~the~~
190 fees collected, less an administrative fee which shall be as
191 follows:

192 a. ~~one~~One dollar fifty cents (\$1.50) for each four-year
193 driver license or identification card issued, ~~which sum shall~~
194 ~~be retained by him or her.~~

195 b. Three dollars (\$3) for each eight-year driver
196 license issued.



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197 (2) Except in counties where the judge of probate is
198 compensated by fees, ~~each one dollar fifty cents (\$1.50) the~~
199 amount retained by the judge of probate shall be paid into the
200 public highway and traffic fund of the county.

201 (3) In counties where the judge of probate is
202 compensated by fees, two-fifths of each ~~one dollar fifty cents~~
203 ~~(\$1.50)~~ administrative fee retained by the judge of probate
204 shall be for his or her own use, and no other or further
205 charge shall be made by him or her for services rendered in
206 taking or receiving applications or issuing permits, and the
207 remaining three-fifths shall be paid into the public highway
208 and traffic fund of the county. This section, providing for
209 the allocation of the ~~one dollar fifty cents (\$1.50)~~
210 administrative fee retained by the judge of probate in
211 counties where the judge of probate is compensated by fees,
212 shall not repeal any local statutes or general statutes of
213 local application providing for a different allocation of the
214 ~~one dollar fifty cents (\$1.50)~~ amount retained.

215 (c) The funds remitted to the State Treasurer under
216 this section, except for that portion representing five
217 dollars (\$5) for each license or card issued, shall be
218 deposited to the credit of the General Fund and shall be
219 appropriated for public safety use. The ~~Department of Public~~
220 Safety Alabama State Law Enforcement Agency shall deliver the
221 amount of all the fees collected by the ~~department~~ agency to
222 the State Treasurer less ~~one dollar fifty cents (\$1.50)~~ an
223 administrative fee for each ~~driver's~~ driver license or
224 identification card issued, which shall be remitted to the



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225 county general fund in the county of issuance on the tenth day
226 of the following month. The administrative fee shall be one
227 dollar fifty cents (\$1.50) for each four-year driver license
228 or identification card issued, and three dollars (\$3) for each
229 eight-year driver license issued. From the funds remitted to
230 the State Treasurer, the portion representing five dollars
231 (\$5) shall be deposited into ~~the Highway Traffic Safety Fund~~
232 ~~for the Department of Public Safety which is hereby created~~
233 ~~within~~ the State Treasury to the credit of the Public Safety
234 Fund administered by ALEA, and shall be used. ~~All money~~
235 ~~deposited in the State Treasury to the credit of the Highway~~
236 ~~Traffic Safety Fund for the Department of Public Safety shall~~
237 ~~be expended~~ for law enforcement purposes. No money shall be
238 withdrawn or expended from the fund for any law enforcement
239 purpose unless the money has been allotted and budgeted in
240 accordance with Article 4, commencing with Section 41-4-80, of
241 Chapter 4 of Title 41, and only in the amounts and for the law
242 enforcement purposes provided by the Legislature in the
243 general appropriations bill."

244 "§32-6-6

245 (a) Each driver license issued by the Alabama State Law
246 Enforcement Agency, except temporary permits or other special
247 circumstances as determined by the Secretary of the Alabama
248 State Law Enforcement Agency, shall contain a distinguishing
249 number assigned to the licensee and a color photograph of the
250 licensee, the name, ~~birthdate~~ date of birth, address, and a
251 description of the licensee, ~~who, for.~~ For the purpose of
252 identification and as a condition precedent to the validity of



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253 the license, immediately upon receipt of the license, the
254 licensee shall endorse his or her usual or regular signature
255 upon the license in the space provided, unless a facsimile of
256 the licensee's signature appears on the license.

257 (b) A photo driver license and photo nondriver
258 identification card as provided in Section 32-6-4 shall have a
259 photo core that meets the minimum width and length dimensions
260 specified in ANSI standards X4.13-1971 and ANSI standard CR80,
261 plus or minus 1/4 inch.

262 (c) In addition to ~~all current and existing~~ any other
263 fees, the agency may charge an additional fee to recover the
264 cost of producing and issuing photo driver licenses and photo
265 nondriver identification cards. The fee may not exceed ten
266 cents (\$.10) over the actual cost of producing and issuing the
267 license or card including the cost of materials, labor costs,
268 telecommunications costs, computer costs, postage, and any
269 other costs incurred in producing and issuing a license or
270 card.

271 ~~(e)~~ (d) A driver license issued to a qualifying student
272 described in Section 16-28-40(b) shall be exempt from any fees
273 under this ~~section~~ division.

274 ~~(d)~~ (e) Revenues collected under this section shall be
275 used by the agency for the sole purpose of this program, and
276 any excess shall revert to the General Fund at the end of each
277 fiscal year."

278 "§32-6-6.1

279 (a) In addition to any other fees imposed for issuance
280 of a driver license and photo nondriver identification card,

