

Harris

#4

95 LSO-0444

SENATE FILE

0105

Ti SF0105

AN ACT to amend W.S. 21-3-110(a) by creating a new paragraph (xx), 31-7-108(a) and (b) by creating a new paragraph (viii), 31-7-110(a) and (b), 31-7-112, 31-7-117(c) (intro) and 31-7-128 by creating a new subsection (g) relating to drivers' licenses for minors; requiring minors to attend school or work full time as a condition of maintaining vehicle operating privileges as specified; requiring school districts to notify the department of transportation when a student is no longer attending school prior to graduation; requiring the mandatory license suspension of a minor who is not attending school or working full time as specified; conforming provisions; and providing for an effective date.

SENATE FILE

0105

Mark D. Harris

Introduced by:

SENATE ACTION ON SENATE FILE

119 ☒ Introduced
Aye ___ No ___ Ex ___ Ab ___
☒ Read First Time and Ref. to
Committee No. 4
☐ Failed Introduction
Aye ___ No ___ Ex ___ Ab ___
1127 Returned from Committee No. 4
with Recommendation:
☐ Do Pass; ☒ Amend & Do
Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer to
Committee No. ___
 Re-referred to Committee No. ___
 Returned from Committee No. ___
with Recommendation:
☐ Do Pass; ☐ Amend & Do
Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer to
Committee No. ___
26 Considered in Comm. of Whole
☐ Amended
☐ Recommended Do Pass
☐ Failed Comm. of Whole
☐ Indefinitely Postponed
☒ Other: died in general file
 Read Second Time
☐ Amended
☐ Do Pass
☐ Do Not Pass
☐ Accelerated to 3rd Rdg.
 Read Third Time
☐ Amended
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
☐ Held for Reconsideration
 Motion to Reconsider
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
 Third Reading Vote
(On Reconsideration)
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
 Sent to House (No Amendments)
 Sent to LSO for Engrossing
 ENGROSSED
 Sent to House

HOUSE ACTION ON SENATE FILE

 Received. Read First Time.
Referred to Committee No. ___
 Returned from Committee No. ___
with Recommendation:
☐ Do Pass; ☐ Amend & Do
Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer to
Committee No. ___
 Re-referred to Committee No. ___
 Returned from Committee No. ___
with Recommendation:
☐ Do Pass; ☐ Amend & Do
Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer to
Committee No. ___
 Considered in Comm. of Whole
☐ Amended
☐ Recommended Do Pass
☐ Failed Comm. of Whole
☐ Indefinitely Postponed
☐ Other: ___
 Read Second Time
☐ Amended
☐ Do Pass
☐ Do Not Pass
☐ Accelerated to 3rd Rdg.
 Read Third Time
☐ Amended
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
☐ Held for Reconsideration
 Motion to Reconsider
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
 Third Reading Vote
(On Reconsideration)
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
 Sent to Senate
 Sent for Enrolling
SEA No. ___
 Signed by President
 Signed by Speaker
 Approved by Governor
Chapter No. ___

NOTES: ADDITIONAL SENATE/HOUSE ACTION

<u> </u>	<input type="checkbox"/>	Request for New Committee.
<u> </u>	<input type="checkbox"/>	Senate Adopted JCC#_____
<u> </u>	<input type="checkbox"/>	Senate Did Not Adopt JCC#_____
<u> </u>	Aye	No Ex Ab
<u> </u>	<input type="checkbox"/>	House Adopted
<u> </u>	<input type="checkbox"/>	House Did Not Adopt
<u> </u>	Aye	No Ex Ab

THE LEGISLATURE OF THE STATE OF WYOMING

Senate

Cheyenne, January 27, 19 95

Mr. President:

Your Committee No. 4 on EDUCATION
to whom was referred SF No. 0105

respectfully reports same back to the Senate with the recommendation that

SF0105A be substituted for SF0105 and that SF0105A DO PASS.

*SF 0105-34011 Done*AYESMaxfield
Prevedel
ZimmermanNOESCoe
Geis

Gail D. Zimmerman
GAIL D. ZIMMERMAN
Chairman

SF0105SS01/

SF0105A be substituted for SF0105 and that SF0105A DO PASS.
ZIMMERMAN, CHAIRMAN

Dave

1995

STATE OF WYOMING

95LSO-0444.SUBA
NOT ADOPTED

SENATE FILE NO. 0105A

Drivers' licenses for minors-school or work.

Sponsored by: Senator(s) HARRIS and PREVEDEL and Representative(s)
BADGETT, TAYLOR-HORTON and WOOLDRIDGE

A BILL

for

1 AN ACT to amend W.S. 21-3-110(a) by creating a new para-
2 graph (xx), 31-7-108(a) and (b) by creating a new para-
3 graph (viii), 31-7-110(a) and (b), 31-7-112,
4 31-7-117(c) (intro) and 31-7-128 by creating a new subsec-
5 tion (g) relating to drivers' licenses for minors; requir-
6 ing minors to attend school full time as a condition of
7 maintaining vehicle operating privileges as specified;
8 requiring school districts to notify the department of
9 transportation when a student is no longer attending
10 school prior to graduation; requiring the mandatory
11 license suspension of a minor who is not attending school
12 full time as specified; conforming provisions; and provid-
13 ing for an effective date.

=====
LEGEND: Underlined = New text added to existing statutes
Stricken = Text deleted from existing statutes
=====

1 Be It Enacted by the Legislature of the State of Wyoming:

2 Section 1. W.S. 21-3-110(a) by creating a new para-
3 graph (xx), 31-7-108(a) and (b) by creating a new para-
4 graph (viii), 31-7-110(a) and (b), 31-7-112,
5 31-7-117(c) (intro) and 31-7-128 by creating a new subsec-
6 tion (g) are amended to read:

7 21-3-110. DUTIES OF BOARDS OF TRUSTEES.

8 (a) The board of trustees in each school district
9 shall:

10 (xx) Notify the minor, the minor's parent or
11 guardian and the state department of transportation that
12 the minor is no longer attending school full time and has
13 not yet completed graduation requirements from high
14 school, which may result in the suspension of the driver's
15 license of the minor pursuant to W.S. 31-7-128(g).

16 31-7-108. PERSONS NOT TO BE LICENSED; INVESTIGATION
17 BY THE DIVISION.

18 (a) No driver's license shall be issued to any person
19 who is under the age of sixteen (16) years, except as pro-
20 vided in W.S. 31-7-110 and 31-7-117(c). Beginning Septem-
21 ber 1, 1995, no driver's license shall be issued to any

1 person under the age of eighteen (18) years who is not
2 attending school full time unless that person has success-
3 fully completed all requirements for graduation from high
4 school. As used in this chapter, "attending school full
5 time" includes persons:

6 (i) Who are enrolled in a course of classes
7 which would, if completed satisfactorily, be credited
8 toward completion of requirements for graduation from high
9 school;

10 (ii) Who are attending school on a part-time
11 basis and participating in a cooperative education program
12 through the school district;

13 (iii) Who are on summer vacation and intend to
14 enroll as a student for the next school year.

15 (b) The division shall not issue or renew any
16 driver's license to any person:

17 (viii) Who is under eighteen (18) years of age
18 and who is not attending school full time unless the per-
19 son has completed all requirements for graduation from
20 high school.

21 31-7-110. INSTRUCTION AND TEMPORARY DRIVER'S PERMITS.

1 (a) Any person who is at least fifteen (15) years of
2 age may apply to the division for an instruction permit.
3 The division, after the applicant has successfully passed
4 all parts of the examination other than the driving test
5 and has presented the proof required under W.S. 31-7-112,
6 may issue to the applicant an instruction permit which
7 entitles the applicant while having the permit in his
8 immediate possession to drive a specified type or class of
9 motor vehicle for a period of one (1) year when accompa-
10 nied by a person at least eighteen (18) years of age who
11 has been licensed as a driver for the type or class of
12 vehicle being used for at least one (1) year, who is fit
13 and capable of exercising control over the vehicle and who
14 is occupying a seat beside the driver. This subsection
15 does not apply to motorcycle instruction permits.

16 (b) Any person at least fifteen (15) years of age
17 may apply to the division for a motorcycle instruction
18 permit. The division, after the applicant has successfully
19 passed a written examination and a vision test and has
20 presented the proof required under W.S. 31-7-112, may
21 issue to the applicant an instruction permit which
22 entitles the applicant to drive a motorcycle for a period
23 of ninety (90) days without a passenger. If the applicant

1 also passes a driving test, the division may issue an
2 instruction permit which entitles the applicant to drive a
3 motorcycle for a period of one (1) year, without a passen-
4 ger.

5 31-7-112. APPLICATION FOR LICENSE OR PERMIT OF PER-
6 SONS UNDER 18. The application of any person under the age
7 of eighteen (18) years for an instruction permit or
8 driver's license shall be signed by a parent or guardian
9 having custody of the applicant. Beginning September 1,
10 1995, application for an instruction permit or driver's
11 license under this section shall include proof that the
12 applicant is attending school full time. If there is no
13 parent or guardian, the application may be signed by the
14 justice of the peace or the county court judge of the
15 applicant's county of residence upon petition to the court
16 and upon a finding by the court that the applicant is suf-
17 ficiently mature to handle the responsibilities of driving
18 a motor vehicle.

19 31-7-117. RESTRICTED LICENSES.

20 (c) The division may issue a restricted class "C" or
21 "M" license to a person who is between the ages of four-
22 teen (14) and sixteen (16) years upon receipt of applica-

1 tion, payment of the proper fees, an affidavit of extreme
2 inconvenience signed by the parent or guardian having cus-
3 tody of the applicant and a finding by the highway patrol
4 that extreme inconvenience actually exists. Beginning Sep-
5 tember 1, 1995, the applicant shall provide proof of
6 attendance at school full time or an intent to enroll in
7 school at the earliest opportunity. The applicant shall
8 successfully pass the examination required by W.S.
9 31-7-114. The licensee may drive a vehicle only between
10 the hours of 5:00 a.m. and 8:00 p.m., within a fifty (50)
11 mile radius of his domicile and only at the direction of
12 his parent or guardian. If any person while licensed under
13 this subsection, receives a citation for a moving viola-
14 tion, the division, upon receipt of the notice of convic-
15 tion, shall suspend the license and any other license or
16 permit evidencing that person's privilege to operate a
17 motor vehicle. For purposes of this subsection "extreme
18 inconvenience" includes the following circumstances:

19 31-7-128. MANDATORY SUSPENSION OF LICENSE OR NONRESI-
20 DENT OPERATING PRIVILEGE FOR CERTAIN VIOLATIONS; SUSPEN-
21 SION OF REGISTRATION.

22 (g) Upon receiving notice from any public or private
23 school that any person under the age of eighteen (18)

1 years is not attending school or has not completed
2 requirements for graduation from high school, the division
3 shall notify the person within fifteen (15) days that the
4 person has fifteen (15) days from the date the notice was
5 mailed to provide evidence of enrollment in school, com-
6 pletion of graduation requirements or the person has
7 reached the age of eighteen (18) years. If the person
8 does not provide the required evidence as required, the
9 division shall suspend the person's driver's license until
10 the person provides the required evidence. The require-
11 ment for filing and maintaining proof of financial respon-
12 sibility under subsection (e) of this section shall not
13 apply to any suspension under this subsection.

14 Section 2. This act is effective July 1, 1995.

15 (END)

SF0105SS01/

SF0105A be substituted for SF0105 and that SF0105A DO PASS.
ZIMMERMAN, CHAIRMAN

1995

STATE OF WYOMING

95LSO-0444.01

SENATE FILE NO. 0105

Drivers' licenses for minors-school or work.

Sponsored by: Senator(s) HARRIS and PREVEDEL and Representative(s)
BADGETT, TAYLOR-HORTON and WOOLDRIDGE

A BILL

for

1 AN ACT to amend W.S. 21-3-110(a) by creating a new para-
2 graph (xx), 31-7-108(a) and (b) by creating a new para-
3 graph (viii), 31-7-110(a) and (b), 31-7-112,
4 31-7-117(c) (intro) and 31-7-128 by creating a new subsec-
5 tion (g) relating to drivers' licenses for minors; requir-
6 ing minors to attend school or work full time as a condi-
7 tion of maintaining vehicle operating privileges as speci-
8 fied; requiring school districts to notify the department
9 of transportation when a student is no longer attending
10 school prior to graduation; requiring the mandatory
11 license suspension of a minor who is not attending school
12 or working full time as specified; conforming provisions;
13 and providing for an effective date.

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1 Be It Enacted by the Legislature of the State of Wyoming:

2 Section 1. W.S. 21-3-110(a) by creating a new para-
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5 31-7-117(c) (intro) and 31-7-128 by creating a new subsec-
6 tion (g) are amended to read:

7 21-3-110. DUTIES OF BOARDS OF TRUSTEES.

8 (a) The board of trustees in each school district
9 shall:

10 (xx) Notify the minor, the minor's parent or
11 guardian and the state department of transportation that
12 the minor is no longer attending school full time and has
13 not yet completed graduation requirements from high
14 school, which may result in the suspension of the driver's
15 license of the minor pursuant to W.S. 31-7-128(g).

16 31-7-108. PERSONS NOT TO BE LICENSED; INVESTIGATION
17 BY THE DIVISION.

18 (a) No driver's license shall be issued to any person
19 who is under the age of sixteen (16) years, except as pro-
20 vided in W.S. 31-7-110 and 31-7-117(c). Beginning Septem-
21 ber 1, 1995, no driver's license shall be issued to any

1 person under the age of eighteen (18) years who is not
2 attending school full time unless that person has success-
3 fully completed all requirements for graduation from high
4 school or is employed on a full-time basis. As used in
5 this chapter, "attending school full time" includes per-
6 sons:

7 (i) Who are enrolled in a course of classes
8 which would, if completed satisfactorily, be credited
9 toward completion of requirements for graduation from high
10 school;

11 (ii) Who are attending school on a part-time
12 basis and participating in a cooperative education program
13 through the school district;

14 (iii) Who are on summer vacation and intend to
15 enroll as a student for the next school year.

16 (b) The division shall not issue or renew any
17 driver's license to any person:

18 (viii) Who is under eighteen (18) years of age
19 and who is not attending school full time unless the per-
20 son has completed all requirements for graduation from
21 high school or is employed on a full-time basis.

1 31-7-110. INSTRUCTION AND TEMPORARY DRIVER'S PERMITS.

2 (a) Any person who is at least fifteen (15) years of
3 age may apply to the division for an instruction permit.
4 The division, after the applicant has successfully passed
5 all parts of the examination other than the driving test
6 and has presented the proof required under W.S. 31-7-112,
7 may issue to the applicant an instruction permit which
8 entitles the applicant while having the permit in his
9 immediate possession to drive a specified type or class of
10 motor vehicle for a period of one (1) year when accompa-
11 nied by a person at least eighteen (18) years of age who
12 has been licensed as a driver for the type or class of
13 vehicle being used for at least one (1) year, who is fit
14 and capable of exercising control over the vehicle and who
15 is occupying a seat beside the driver. This subsection
16 does not apply to motorcycle instruction permits.

17 (b) Any person at least fifteen (15) years of age
18 may apply to the division for a motorcycle instruction
19 permit. The division, after the applicant has successfully
20 passed a written examination and a vision test and has
21 presented the proof required under W.S. 31-7-112, may
22 issue to the applicant an instruction permit which
23 entitles the applicant to drive a motorcycle for a period

1 of ninety (90) days without a passenger. If the applicant
2 also passes a driving test, the division may issue an
3 instruction permit which entitles the applicant to drive a
4 motorcycle for a period of one (1) year, without a passen-
5 ger.

6 31-7-112. APPLICATION FOR LICENSE OR PERMIT OF PER-
7 SONS UNDER 18. The application of any person under the age
8 of eighteen (18) years for an instruction permit or
9 driver's license shall be signed by a parent or guardian
10 having custody of the applicant. Beginning September 1,
11 1995, application for an instruction permit or driver's
12 license under this section shall include proof that the
13 applicant is attending school full time, is employed on a
14 full-time basis or is intending to enroll in school on a
15 full-time basis at the earliest opportunity. If there is
16 no parent or guardian, the application may be signed by
17 the justice of the peace or the county court judge of the
18 applicant's county of residence upon petition to the court
19 and upon a finding by the court that the applicant is suf-
20 ficiently mature to handle the responsibilities of driving
21 a motor vehicle.

22 31-7-117. RESTRICTED LICENSES.

1 (c) The division may issue a restricted class "C" or
2 "M" license to a person who is between the ages of four-
3 teen (14) and sixteen (16) years upon receipt of applica-
4 tion, payment of the proper fees, an affidavit of extreme
5 inconvenience signed by the parent or guardian having cus-
6 tody of the applicant and a finding by the highway patrol
7 that extreme inconvenience actually exists. Beginning Sep-
8 tember 1, 1995, the applicant shall provide proof of
9 attendance at school full time, employment on a full-time
10 basis or an intent to enroll in school at the earliest
11 opportunity. The applicant shall successfully pass the
12 examination required by W.S. 31-7-114. The licensee may
13 drive a vehicle only between the hours of 5:00 a.m. and
14 8:00 p.m., within a fifty (50) mile radius of his domicile
15 and only at the direction of his parent or guardian. If
16 any person while licensed under this subsection, receives
17 a citation for a moving violation, the division, upon
18 receipt of the notice of conviction, shall suspend the
19 license and any other license or permit evidencing that
20 person's privilege to operate a motor vehicle. For pur-
21 poses of this subsection "extreme inconvenience" includes
22 the following circumstances:

23 31-7-128. MANDATORY SUSPENSION OF LICENSE OR NONRESI-

1 DENT OPERATING PRIVILEGE FOR CERTAIN VIOLATIONS; SUSPEN-
2 SION OF REGISTRATION.

3 (g) Upon receiving notice from any source that any
4 person under the age of eighteen (18) years is not attend-
5 ing school, has not completed requirements for graduation
6 from high school and is not employed on a full-time basis,
7 the division shall notify the person within fifteen (15)
8 days that the person has fifteen (15) days from the date
9 the notice was mailed to provide evidence of enrollment in
10 school, completion of graduation requirements, employment
11 on a full-time basis or the person has reached the age of
12 eighteen (18) years. If the person does not provide the
13 required evidence as required, the division shall suspend
14 the person's driver's license until the person provides
15 the required evidence.

16 Section 2. This act is effective July 1, 1995.

17 (END)

Drivers' licenses for minors-school or work.

95LSO-0444.L1

FISCAL NOTE

No significant fiscal or personnel impact.

SF0105A be substituted for SF0105 and that SF0105A DO PASS.
ZIMMERMAN, CHAIRMAN

Dave

1995

STATE OF WYOMING

95LSO-0444.SUBA
NOT ADOPTED

SENATE FILE NO. 0105A

Drivers' licenses for minors-school or work.

Sponsored by: Senator(s) HARRIS and PREVEDEL and Representative(s)
BADGETT, TAYLOR-HORTON and WOOLDRIDGE

A BILL

for

1 AN ACT to amend W.S. 21-3-110(a) by creating a new para-
2 graph (xx), 31-7-108(a) and (b) by creating a new para-
3 graph (viii), 31-7-110(a) and (b), 31-7-112,
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11 license suspension of a minor who is not attending school
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13 ing for an effective date.

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