

**DRAFT ONLY  
NOT APPROVED FOR  
INTRODUCTION**

HOUSE BILL NO. [BILL NUMBER]

Driver's licenses and IDs-revisions.

Sponsored by: Joint Transportation, Highways & Military  
Affairs Interim Committee

A BILL

for

1 AN ACT relating to motor vehicles; amending expiration and  
2 renewal of licenses for persons under twenty-one (21) years  
3 of age; amending identification card contents; amending the  
4 process for issuing ignition interlock restricted licenses;  
5 clarifying the timeline for contested case hearings  
6 regarding licenses; amending requirements for replacement  
7 licenses; adding a fee for replacement licenses; repealing  
8 obsolete provisions; providing rulemaking authority; and  
9 providing for effective dates.

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11 *Be It Enacted by the Legislature of the State of Wyoming:*

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1           **Section 1.** W.S. 6-2-106(d), 31-7-105(e), 31-7-113(a)  
2 by creating a new paragraph (xiii), 31-7-115(b), 31-7-118  
3 and 31-8-102(a)(vii) are amended to read:

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5           **6-2-106. Homicide by vehicle; aggravated homicide by**  
6 **vehicle; penalties.**

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8           (d) Any person convicted of aggravated homicide by  
9 vehicle for causing the death of another person while  
10 operating or driving a vehicle in violation of W.S. 31-5-  
11 233 shall not be issued an ignition interlock restricted  
12 license under W.S. 31-5-233 or 31-7-401 through 31-7-404  
13 unless the person has first completed the period of  
14 revocation provided under W.S. 31-7-127(b) for each  
15 conviction under this subsection.

16

17           **31-7-105. Administrative hearings.**

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19           (e) The licensee has twenty (20) days from the date  
20 the department denies the license or gives the notice of  
21 intent to suspend, revoke or cancel the license or  
22 disqualify the licensee from driving a commercial motor  
23 vehicle within which to request a hearing or the

1 opportunity for a hearing is waived. If the request for a  
2 hearing is timely and the request is for a contested case,  
3 the department shall forward the request and certified  
4 record to the hearing examiner who shall schedule a hearing  
5 within forty-five (45) days after receipt of the certified  
6 record at a time and place specified by the hearing  
7 examiner. The hearing examiner shall provide the licensee  
8 notice of the hearing at least ten (10) days in advance of  
9 the hearing. If the hearing examiner fails to schedule the  
10 hearing within forty-five (45) days of ~~the request~~ receipt  
11 of the certified record from the department, other than at  
12 the request of the licensee, the licensee, as his sole  
13 remedy, shall be given credit against any action upheld at  
14 the hearing for the time between the expiration of the  
15 forty-five (45) day period and the date the hearing was  
16 first scheduled. The hearing examiner may administer oaths,  
17 subpoena and compel the attendance of witnesses or the  
18 production of relevant books, papers and other evidence  
19 reasonably necessary to resolve the matters under  
20 consideration in accordance with W.S. 16-3-101 through 16-  
21 3-115 and may require reexamination of the licensee. The  
22 hearing examiner shall issue subpoenas upon his own motion  
23 or upon the request of any party to the proceedings in

1 compliance with the Wyoming Rules of Civil Procedure. Upon  
2 hearing, the hearing examiner shall either rescind or  
3 uphold the action or upon a showing of good cause, may  
4 continue or modify a suspension of the license.

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6 **31-7-113. Fees.**

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8 (a) The following fees are imposed, in addition to  
9 the fee in subsection (g) of this section:

10

11 (xiii) Replacement license under W.S. 31-7-118 .  
12 . . . . . \$ XX.00

13

14 \*\*\*\*\*  
15 \*\*\*\*\*  
16 STAFF COMMENT  
17 The Committee will need to determine the replacement  
18 license fee amount.  
19 \*\*\*\*\*  
20 \*\*\*\*\*  
21

22 **31-7-115. Issuance, description and contents.**

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24 (b) Licenses issued to persons under twenty-one (21)  
25 years of age shall bear distinctive markings indicating the  
26 licensee is under twenty-one (21) years and shall expire in

1 ~~accordance with W.S. 31-7-119(a). After January 1, 1994, a~~  
2 ~~license shall expire no later than when the licensee~~  
3 ~~attains twenty-one (21) years of age. The department shall~~  
4 ~~notify the licensee at least ninety (90) days prior to his~~  
5 ~~twenty-first birthday of the expiration date of his~~  
6 ~~license. A licensee may apply for a license within ninety~~  
7 ~~(90) days of attaining the age of twenty-one (21) years,~~  
8 ~~payment of the proper fee and surrender of the original~~  
9 ~~license.~~

10  
11 **31-7-118. Replacement license.**

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13 (a) If a license issued under this act is lost,  
14 destroyed or if the licensee desires to withdraw or insert  
15 notice of anatomical organ donation or a medical alert  
16 designation, the person may obtain the appropriate  
17 replacement license upon payment of the proper fee and  
18 surrender of the original license, if available.

19  
20 (b) The department may issue a replacement license  
21 under this section without the examinations required under  
22 W.S. 31-7-114, except for a commercial driver's license  
23 with a hazardous materials endorsement, upon request by the

1 licensee either by mail or in person if the following  
2 conditions exist:

3  
4 (i) The expiration date of the licensee's  
5 original license is more than one (1) year from the date of  
6 the licensee's request for a replacement license;

7  
8 (ii) The licensee has not legally changed the  
9 licensee's name since issuance of the licensee's original  
10 license; and

11  
12 (iii) The department has a digitized photograph  
13 and signature of the licensee on record.

14  
15 (c) A replacement license issued under this section  
16 shall expire on the expiration date of the licensee's  
17 original license.

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19 **31-8-102. Contents.**

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21 (a) The identification card or digital identification  
22 card shall resemble a Wyoming driver's license or digital  
23 driver's license. It shall have:

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(vii) The following: "State of Wyoming"-

3

"Identification Card No. ...."-~~"This card is provided~~

4

~~solely for the purpose of identification of the person~~

5

~~described on the card~~ FOR IDENTIFICATION PURPOSES ONLY";

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**Section 2.** W.S. 31-7-113(a)(iv) and 31-7-119(e) are

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repealed.

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**STAFF COMMENT**

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**The repealed provisions are provided for the Committee's reference.**

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**31-7-113. Fees.**

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18

(a) The following fees are imposed, in addition to the fee in subsection (g) of this section:

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21

(iv) Duplicate or renewal ..... \$30.00

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23

**31-7-119. Expiration and renewal; required tests; extension.**

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(e) Notwithstanding subsection (a) of this section, the driver's license of any person who has not attained his twenty-first birthday may be renewed within thirty (30) days prior to the date of his twenty-first birthday upon application, payment of the required fee and satisfactory completion of the examination required or authorized by subsection (b) of this section.

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