

Rule 375-3-1-.23. Application for Personal Identification Cards

(1) Georgia identification cards are available to Georgia residents only. Any Georgia resident, as defined in O.C.G.A. § 40-5-1, applying for an identification card shall provide to the Department the information as specified in O.C.G.A. § 40-5-100.

(2) (a) Individuals with out-of-state driver's licenses may not obtain a Georgia identification card and maintain the out-of-state license. In order for these individuals to obtain a Georgia identification card, they must either obtain a Georgia driver's license prior to the issuance of the identification card; or surrender the out-of-state license to the examiner at the time the identification card is issued. ~~Customers who cannot surrender a driver's license or identification card previously issued by another state must provide their driving record from the state that issued said driver's license or identification card.~~

(b) In order for these customers to be issued a Georgia driver's license at a later date, they must take and pass the road skills test.

(3) Customers who previously have been issued an identification card or driver's license in another country may retain said identification card or driver's license. The Department shall make a notation on the customer's driving record that the foreign driver's license or identification card was retained, and this notation shall be made available to law enforcement officers via the Georgia Crime Information Center.

(4) The Department shall collect a fee as listed in Ga. Comp. R. & Regs. R. 375-3-1-.36.

(5) (a) All non-profit organizations referring anyone to the Department for an identification card shall provide that individual with a copy of an agreement previously entered into with the Department whereby such organization verifies that the individual applying for such identification card is indigent.

(b) It shall be the responsibility of the non-profit organization to provide the Department with an agreement. Upon approval by the Department and the non-profit organization, the Department may accept a copy of the agreement from the indigent referred by the non-profit organization in order to provide the identification card to the individual at a reduced fee of \$5.00.

(6) (a) Any license, permit or identification card that is intended to be compliant with the requirements of 49 U.S.C. § 30301 note and 6 C.F.R. § 37.01, et seq. shall contain the information or design requirements set forth therein.

(b) No person may be issued a license, permit or identification card that is compliant with paragraph (a), supra, while he or she retains another such card. Customers are eligible for issuance of non-compliant cards in addition to the compliant card. Similarly, a customer may switch from one type of compliant card to another by surrendering the compliant card that is no longer desired and paying a replacement fee.

Cite as Ga. Comp. R. & Regs. R. 375-3-1-.23

Authority: O.C.G.A. §§ 40-5-4, 40-16-2, 40-16-3, 40-16-4, 40-16-5, 40-5-100, 40-5-101.

History. Original Rule entitled "Application for Personal Identification Cards" adopted. F. Apr. 18, 2006; eff. May 8, 2006.

Amended: F. Sept. 3, 2009; eff. Sept. 23, 2009.

Amended: Rule with new title of "Application for Personal Identification Cards. Amended" adopted. F. Mar. 30, 2012; eff. Apr. 19, 2012.

Amended: F. Jan. 19, 2018; eff. Feb. 8, 2018.

Amended: F. Jan. 13, 2022; eff. Feb. 2, 2022.

SYNOPSIS

STATEMENT OF PURPOSE OF PROPOSED RULE

The purpose of the proposed rule change is to eliminate the requirement for individuals obtaining only an identification card to provide a driving record since the department is able to check their licensure status through other means and any out-of-state driver's license will be surrendered upon issuance of the Georgia identification card. This change also makes clear the requirement for such customers to take a road test to get a license later.

DIFFERENCE BETWEEN EXISTING AND PROPOSED RULES

Paragraph (2) was changed to (2)(a) and subparagraph (b) was added. The last sentence in subparagraph (2)(a) was deleted. That sentence reads as follows: "Customers who cannot surrender a driver's license or identification card previously issued by another state must provide their driving record from the state that issued said driver's license or identification card." Subparagraph (2)(b) adds, "In order for these customers to be issued a Georgia driver's license at a later date, they must take and pass the road skills test."