GENERAL ASSEMBLY
COMMONWEALTH OF KENTUCKY

2006 REGULAR SESSION

HOUSE BILL NO. 129

AS ENACTED

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TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Randie Atkinson

AN ACT relating to operator's licenses.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

1 Section 1. KRS 186.540 is amended to read as follows:

2 ***(1) Except as provided in subsection (2) of this section,*** when any person after
3 applying for or receiving an operator's license moves from the address named in the
4 application or license issued to him or when the name of a licensee is changed, by
5 marriage or otherwise, the person shall within ten (10) days after the change, apply
6 to the circuit clerk in his county of residence for the issuance of a corrected license.

7 ***(2) If a license holder's street name or postal address is changed and the license***
8 ***holder has not moved to a new residence, the license holder shall apply to the***
9 ***Circuit Clerk for a corrected license, free of charge.***

10 Section 2. KRS 186.560 is amended to read as follows:

11 (1) The cabinet shall forthwith revoke the license of any operator of a motor vehicle
12 upon receiving record of his conviction of any of the following offenses:

13 (a) Murder or manslaughter resulting from the operation of a motor vehicle;

14 (b) Driving a vehicle which is not a motor vehicle while under the influence of
15 alcohol or any other substance which may impair one's driving ability;

16 (c) Perjury or the making of a false affidavit under KRS 186.400 to 186.640 or
17 any law requiring the registration of motor vehicles or regulating their
18 operation on highways;

19 (d) Any felony in the commission of which a motor vehicle is used;

20 (e) Conviction or forfeiture of bail upon three (3) charges of reckless driving
21 within the preceding twelve (12) months;

22 (f) Conviction of driving a motor vehicle involved in an accident and failing to
23 stop and disclose his identity at the scene of the accident;

24 (g) Conviction of theft of a motor vehicle or any of its parts, including the
25 conviction of any person under the age of eighteen (18) years;

1 (h) Failure to have in full force and effect the security required by Subtitle 39 of
2 KRS Chapter 304 upon conviction of a second and each subsequent offense
3 within any five (5) year period;
4 (i) Conviction for fraudulent use of a driver's license or use of a fraudulent
5 driver's license to purchase or attempt to purchase alcoholic beverages, as
6 defined in KRS 241.010, in violation of KRS 244.085*(5)*; and
7 (j) Conviction of operating a motor vehicle, motorcycle, or moped without an
8 operator's license as required by KRS 186.410.
9 (2) If the person convicted of any offense named in subsection (1) of this section is not
10 the holder of a license, the cabinet shall deny the person so convicted a license for
11 the same period of time as though he had possessed a license which had been
12 revoked. If through an inadvertence the defendant should be issued a license, the
13 cabinet shall forthwith cancel it.
14 (3) The cabinet upon receiving a record of the conviction of any person upon a charge
15 of operating a motor vehicle while the license of that person is denied or suspended,
16 or revoked, or while his privilege to operate a motor vehicle is withdrawn, shall
17 immediately extend the period of the first denial, suspension, revocation, or
18 withdrawal for an additional like period.
19 (4) The revocation or denial of a license or the withdrawal of the privilege of operating
20 a motor vehicle for a violation of subsection (1)(a) of this section shall be for a
21 period of not less than five (5) years. Revocations or denials under this section shall
22 not be subject to any lessening of penalties authorized under any other provision of
23 this section or any other statute.
24 (5) Except as provided in subsections (3), (4), and (8) of this section, in all other cases,
25 the revocation or denial of a license or the withdrawal of the privilege of operating a
26 motor vehicle under this section shall be for a period of six (6) months, except that,
27 if the same person has had one (1) previous conviction of any offense enumerated in

1 subsection (1) of this section, regardless of whether the person's license was
2 revoked because of the previous conviction, the period of the revocation, denial, or
3 withdrawal shall be one (1) year; if the person has had more than one (1) previous
4 conviction of the offenses considered collectively as enumerated in subsection (1)
5 of this section, regardless of whether the person's license was revoked for any
6 previous conviction, the period of revocation, denial, or withdrawal shall be for not
7 less than two (2) years. If the cabinet, upon receipt of the written recommendation
8 of the court in which any person has been convicted of violating KRS 189.520(1) or
9 244.085(5) as relates to instances in which a driver's license or fraudulent driver's
10 license was the identification used or attempted to be used in the commission of the
11 offense, who has had no previous conviction of said offense, the person's operator's
12 license shall not be revoked, but the person's operator's license shall be restricted to
13 any terms and conditions the secretary in his discretion may require, provided the
14 person has enrolled in an alcohol or substance abuse education or treatment
15 program as the cabinet shall require. If the person fails to satisfactorily complete the
16 education or treatment program or violates the restrictions on his operator's license,
17 the cabinet shall immediately revoke his operator's license for a period of six (6)
18 months.
19 (6) In order to secure the reinstatement of a license to operate a motor vehicle or
20 motorcycle restored following a period of suspension or revocation pursuant to KRS
21 189A.070, 189A.080, and 189A.090, the person whose license is suspended or
22 revoked shall comply with the fees and other procedures of the Transportation
23 Cabinet with regard to the reinstatement of suspended or revoked licenses.
24 (7) The cabinet shall revoke the license of any operator of a motor vehicle upon
25 receiving notification that the person is under age eighteen (18) and has dropped out
26 of school or is academically deficient, as defined in KRS 159.051(1).
27 (8) A person under the age of eighteen (18) who is convicted of the offenses of

1 subsections (1) or (3) of this section, except for subsection (1)(h) ***or (i)*** of this
2 section, shall have his license revoked until he reaches the age of eighteen (18) or
3 shall have his license revoked as provided in this section, whichever penalty will
4 result in the longer period of revocation.

Jody Richards
Speaker-House of Representatives

President of the Senate

Attest: Sean T. Burgan
Chief Clerk of House of Representatives

Approved Ernie Fletcher
Governor

Date 4/22/06