

House Bill 1048

By: Representatives Keen of the 174th, Buck of the 135th, DeLoach of the 172nd, Tillman of the 173rd and Mueller of the 152nd

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 2 of Article 4 of Chapter 5 of Title 12 of the Official Code of Georgia
2 Annotated, relating to shore protection, so as to provide that it shall be a violation to operate
3 a motor vehicle over sand dunes or to store certain watercraft on sand dunes; to provide an
4 effective date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Part 2 of Article 4 of Chapter 5 of Title 12 of the Official Code of Georgia Annotated,
8 relating to shore protection, is amended by striking Code Section 12-5-248, relating to
9 criminal violations, and inserting in lieu thereof the following:

10 "12-5-248.

11 (a) It shall be unlawful for any person to:

12 (1) Operate any motorized vehicle or other motorized machine on, over, or across ~~the~~
13 ~~dynamic dune field~~ sand dunes or beaches except as authorized by the permit-issuing
14 authority, except that individual disability vehicles, emergency vehicles, and
15 governmental vehicles utilized for beach maintenance or research may operate within ~~the~~
16 ~~dynamic dune field~~ sand dunes and beaches without authorization from the permit-issuing
17 authority as long as those vehicles operate across existing cross-overs, paths, or drives;
18 or

19 (2) Store or park sailboats, catamarans, or other commercial or recreational marine craft
20 ~~in~~ on any ~~dynamic dune field~~ sand dune.

21 (b) Any person violating the provisions of subsection (a) of this Code section shall be
22 guilty of a misdemeanor."

23 style="text-align:center">**SECTION 2.**

24 This Act shall become effective upon its approval by the Governor or upon its becoming law
25 without such approval.

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SECTION 3.

2 All laws and parts of laws in conflict with this Act are repealed.