

House Bill 1562

By: Representatives Johnson of the 35th, Wix of the 33rd, Powell of the 23rd, Morris of the 155th and Hanner of the 159th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 11 of Title 40 of the Official Code of Georgia Annotated, relating to
2 abandoned motor vehicles, so as to change the definition of an abandoned motor vehicle to
3 reduce the period of time a motor vehicle is left from five to three days; to reduce the period
4 of time from five to three days when peace officers may have vehicles removed from public
5 property; to provide for related matters; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 11 of Title 40 of the Official Code of Georgia Annotated, relating to abandoned
9 motor vehicles, is amended by striking subparagraph (B) of paragraph (1) of Code Section
10 40-11-1, relating to definitions, and inserting in its place the following:

11 "(B) Which is left unattended on a public street, road, or highway or other public
12 property for a period of at least ~~five~~ three days and when it reasonably appears to a law
13 enforcement officer that the individual who left such motor vehicle unattended does not
14 intend to return and remove such motor vehicle. However, on the state highway
15 system, any law enforcement officer or employee of the Department of Motor Vehicle
16 Safety to whom enforcement authority has been designated pursuant to Code Section
17 ~~32-6-69~~ 40-16-4 may authorize the immediate removal of vehicles posing a threat to
18 public health or safety or to mitigate congestion;"

19 **SECTION 2.**

20 Said chapter is further amended by striking subsection (a) of Code Section 40-11-3, relating
21 to removal of vehicles from public property by peace officers and notification requirements,
22 and inserting in its place the following:

23 "(a) Any peace officer who finds a motor vehicle which has been left unattended on a
24 public street, road, or highway or other public property for a period of at least ~~five~~ three
25 days shall be authorized to cause such motor vehicle to be removed to a garage or other

1 place of safety, if such peace officer reasonably believes that the person who left such
2 motor vehicle unattended does not intend to return and remove such motor vehicle."

3 **SECTION 3.**

4 All laws and parts of laws in conflict with this Act are repealed.