

The Senate Public Safety Committee offered the following substitute to HB 193:

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 40-5-53 of the Official Code of Georgia Annotated, relating to when
2 courts are to send licenses and reports of convictions to the Department of Motor Vehicle
3 Safety, so as to change certain provisions relating to forwarding of information and fees; to
4 repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

6 Code Section 40-5-53 of the Official Code of Georgia Annotated, relating to when courts are
7 to send licenses and reports of convictions to the Department of Motor Vehicle Safety, is
8 amended by striking subsections (b) and (c) and inserting in lieu thereof the following:

9 "(b) Every court in each county of this state ~~having a population of 550,000 or more~~
10 ~~according to the United States decennial census of 1980 or any future such census and~~
11 ~~having jurisdiction over offenses committed under this chapter and Chapter 6 of this title~~
12 ~~or any other law of this state or ordinance adopted by a local authority regulating the~~
13 ~~operation of motor vehicles on highways shall forward to the department, within ten days~~
14 ~~after the conviction of any person in such court for a violation of any such law other than~~
15 ~~regulations governing speeding in a noncommercial motor vehicle for which no points are~~
16 ~~assigned under Code Section 40-5-57, standing or parking, a uniform citation form~~
17 ~~authorized by Article 1 of Chapter 13 of this title. Notwithstanding any other provision of~~
18 ~~this title, in satisfaction of the reporting requirement of this subsection, the courts of this~~
19 ~~state may transmit the information contained on the uniform citation form by electronic~~
20 ~~means, provided that the department has first given approval to the reporting court for the~~
21 ~~electronic reporting method utilized. The department shall pay to the clerk of the court~~
22 ~~forwarding the required report ~~25¢~~ 50¢ for each report ~~required to be forwarded~~ transmitted~~
23 ~~electronically and 10¢ for each report transmitted otherwise; and notwithstanding any~~
24 ~~general or local law to the contrary, the clerk shall retain such ~~25¢~~ fee as additional~~
25 ~~compensation.~~
26

1 ~~(c) Every court in each county of this state having a population of less than 550,000~~
2 ~~according to the United States decennial census of 1980 or any future such census and~~
3 ~~having jurisdiction over offenses committed under this chapter or Chapter 6 of this title or~~
4 ~~any other law of this state or ordinance adopted by a local authority regulating the~~
5 ~~operation of motor vehicles on highways shall forward to the department, within ten days~~
6 ~~after the conviction of any person in such court for a violation of any such law other than~~
7 ~~regulations governing speeding in a noncommercial vehicle for which no points are~~
8 ~~assigned under Code Section 40-5-57, standing or parking, a uniform citation form~~
9 ~~authorized by Article 1 of Chapter 13 of this title. Notwithstanding any other provision of~~
10 ~~this title, in satisfaction of the reporting requirement of this subsection, the courts of this~~
11 ~~state may transmit the information contained on the uniform citation form by electronic~~
12 ~~means, provided that the department has first given approval to the reporting court for the~~
13 ~~electronic reporting method utilized. The department shall pay to the clerk of the court~~
14 ~~forwarding the report 25¢ for each report required to be forwarded, and in those cases~~
15 ~~where the clerk receiving such 25¢ fee is compensated solely on a fee basis, the clerk shall~~
16 ~~retain such 25¢ fee as additional compensation. In those cases where the clerk receiving~~
17 ~~such 25¢ fee is compensated in whole or in part on a salary basis, such fee shall be the~~
18 ~~property of and shall be paid over to the city or county operating the court, unless expressly~~
19 ~~provided otherwise in a local law relating to the compensation of such clerk."~~

20 SECTION 2.

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