

House Bill 423

By: Representatives Heckstall of the 55th, Randall of the 127th, Heard of the 89th,
Holmes of the 53rd and McKinney of the 51st

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 15 of Chapter 6 of Title 40 of the Official Code of Georgia
2 Annotated, relating to serious traffic offenses, so as to require certain persons
3 convicted of driving under the influence to display a sign bearing a scarlet letter "D"
4 against the rear windshields of motor vehicles operated by such persons; to provide
5 punishments for violations; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 15 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating
9 to serious traffic offenses, is amended by adding a new Code Section 40-6-397 to read
10 as follows:

11 "40-6-397.

12 (a) Any person convicted of violating Code Section 40-6-391, if he or she is
13 otherwise authorized by law to drive any motor vehicle at any time within one year
14 following such conviction, shall whenever driving a motor vehicle during such
15 period display against the inside bottom left corner of the rear windshield of the
16 motor vehicle a sign 8 1/2 inches wide by 11 inches high bearing a scarlet letter 'D'
17 which is not less than 6 inches wide by 9 inches high and visible to following
18 motorists.

19 (b) Any person who violates this Code section shall be guilty of a misdemeanor;
20 and upon a first conviction thereof shall be punished by a fine of not less than
21 \$200.00; upon a second conviction thereof shall be punished by a fine of not less
22 than \$300.00; and upon a third conviction thereof the person shall submit the
23 driver's license to the court, the court shall forward the driver's license to the
24 department, and such license shall be suspended for a period of 60 days
25 commencing with the date of conviction. After the suspension period following
26 such a third conviction and when the person pays a restoration fee of \$300.00, the

1 suspension shall terminate and the department shall return the person's driver's
2 license to such person."

3 **SECTION 2.**

4 All laws and parts of laws in conflict with this Act are repealed.