

House Bill 1023

By: Representatives Parsons of the 29th and Bannister of the 70th, Post 1

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 3 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated,
2 relating to the cancellation, suspension, and revocation of drivers' licenses, so as to provide
3 for the suspension of the licenses of persons who are 18 years of age or younger who are
4 charged with a violation of Article 2 of Chapter 13 of Title 16; to provide for related matters;
5 to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 3 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to the
9 cancellation, suspension, and revocation of drivers' licenses, is amended by inserting
10 immediately following Code Section 40-5-57.2 a new Code Section 40-5-57.3 to read as
11 follows:

12 "40-5-57.3.

13 (a) Whenever any person 18 years of age or under is charged with violating a provision
14 of Article 2 of Chapter 13 of Title 16, the law enforcement officer shall take the driver's
15 license of the person so charged. The driver's license shall be attached to the complaint
16 form and shall be forwarded to the court having jurisdiction of the offense. A copy of the
17 complaint form shall be forwarded, within ten days of issue, to the department.

18 (b)(1) If the person is convicted of violating or enters a plea of nolo contendere to a
19 charge of violating a provision of Article 2 of Chapter 13 of Title 16, the court shall,
20 within ten days, forward the person's driver's license and the record of the disposition of
21 the case to the department.

22 (2) If the person is not convicted of violating and does not enter a plea of nolo
23 contendere to a charge of violating a provision of Article 2 of Chapter 13 of Title 16, and
24 the court is in possession of the driver's license, the court shall return the driver's license
25 to the person unless the license is in suspension for any other offense, in which case the
26 court shall forward the license to the department for disposition."

1

SECTION 2.

2 All laws and parts of laws in conflict with this Act are repealed.