

House Bill 1216

By: Representatives Freeman of the 140<sup>th</sup>, Rice of the 51<sup>st</sup>, Porter of the 143<sup>rd</sup>, Talton of the 145<sup>th</sup>, Byrd of the 20<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Part 5 of Article 1 of Chapter 8 of Title 40 of the Official Code of Georgia  
2 Annotated, relating to equipment of law enforcement and emergency vehicles, so as to allow  
3 the use of properly equipped all-terrain vehicles by law enforcement agencies; to provide for  
4 related matters; to provide for an effective date; to repeal conflicting laws; and for other  
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Part 5 of Article 1 of Chapter 8 of Title 40 of the Official Code of Georgia Annotated,  
9 relating to equipment of law enforcement and emergency vehicles, is amended by adding a  
10 new Code Section 40-8-91.1 immediately following Code Section 40-8-91, relating to  
11 marking and equipment of law enforcement vehicles, to read as follows:

12 "40-8-91.1.

13 (a) As used in this Code section, the term 'all-terrain vehicle' means any motorized vehicle  
14 designed for off-road use which is equipped with at least a 500 cubic centimeter engine,  
15 three or more low pressure tires, a seat to be straddled by the operator, and handlebars for  
16 steering control.

17 (b) Every all-terrain vehicle must comply with the equipment and marking specifications  
18 set forth in this article before such vehicle can be used by law enforcement agencies and  
19 officers upon the public roads of this state. All provisions of law relating to safe operation  
20 of law enforcement or emergency vehicles shall be applied to the operation of such  
21 all-terrain vehicles.

22 (c) Any all-terrain vehicle which is operated by law enforcement agencies and officers  
23 upon the public roads of this state shall be registered and licensed in accordance with the  
24 provisions of Code Section 40-2-37."

1 **SECTION 2.**

2 This Act shall become effective on July 1, 2006.

3 **SECTION 3.**

4 All laws and parts of laws in conflict with this Act are repealed.