

The House Committee on Game, Fish and Parks offers the following substitute to HB 1070:

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 7 of Title 40 of the Official Code of Georgia Annotated, relating to
2 off-road vehicles, so as to prohibit operation of the vehicles within certain waterways; to
3 provide for related matters; to provide for an effective date; to repeal conflicting laws; and
4 for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Chapter 7 of Title 40 of the Official Code of Georgia Annotated, relating to off-road
8 vehicles, is amended by revising Code Section 40-7-4, relating to operating restrictions on
9 off-road vehicles, as follows:

10 "40-7-4.

11 Any person operating an off-road vehicle under any of the following conditions shall be
12 deemed to be in violation of this chapter and subject to the penalties provided in Code
13 Section 40-7-6:

14 (1) Without operative brakes or without mufflers or other silencing equipment;

15 (2) On any private property without the express written permission of the owner of the
16 property or his agent;

17 (3) Within the banks of any navigable stream or waterway in this state; or

18 (4) Within the banks of any nonnavigable stream or waterway without written
19 permission of the riparian owners of adjacent upland property or their agents."

20 style="text-align:center">**SECTION 2.**

21 Said chapter is further amended by revising Code Section 40-7-6, relating to enforcement and
22 penalties for violations of the provisions relating to off-road vehicles, as follows:

1 "40-7-6.

2 All peace officers shall enforce the provisions of this chapter. Any person who violates any
3 provision of this chapter shall be guilty of a misdemeanor and, ~~upon conviction thereof,~~
4 ~~shall be punished by a fine not to exceed \$25.00."~~

5 **SECTION 3.**

6 All laws and parts of laws in conflict with this Act are repealed.