

Senate Bill 519

By: Senators Mullis of the 53rd, Jackson of the 24th, Murphy of the 27th, Davis of the 22nd,
Staton of the 18th and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and
2 traffic, so as to modify the definition of motorized cart; to change the hours of operation of
3 motorized carts; to provide that local governments can decide if operators of motorized carts
4 should be licensed drivers; to provide for related matters; to provide for an effective date; to
5 repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, is
9 amended by revising paragraph (32) Code Section 40-1-1, relating to definitions, as follows:
10 "(32) 'Motorized cart' means every motor vehicle having no less than three wheels and
11 an unladen weight of ~~1,300~~ 2,500 pounds or less and which cannot operate at more than
12 20 miles per hour."

13 **SECTION 2.**

14 Said title is further amended by revising Code Section 40-6-330, relating to hours of
15 operation of motorized carts, as follows:

16 "40-6-330.

17 Motorized carts may be operated on streets ~~only during daylight hours unless they comply~~
18 ~~with the equipment regulations promulgated by the commissioner of public safety only~~
19 during the period of one-half hour before sunrise and one-half hour after sunset, unless the
20 local government or the commissioner of public safety, as applicable, has determined that
21 a motorized cart may be operated during the hours between one-half hour after sunset and
22 one-half hour before sunrise and the motorized cart is equipped with:

23 (1) Two headlights;

24 (2) Two tail lamps;

25 (3) Two brake lights;

- 26 (4) Four turn signal lamps, two in front and two in the rear;
27 (5) A center high mount stop lamp (CHMSL); and
28 (6) A windshield."

29 **SECTION 3.**

30 Said title is further amended by revising subsection (a) of Code Section 40-6-331, relating
31 to the authority of local governments over the operation of motorized carts, as follows:

32 "(a) A local governing authority may, by ordinance, designate certain public streets or
33 portions thereof that are under its regulation and control for the combined use of motorized
34 carts and regular vehicular traffic or the use of motorized carts and no other types of motor
35 vehicles and establish the conditions under which motorized carts may be operated upon
36 such streets or portions thereof, ~~including without limitation the conditions under which~~
37 ~~a person may operate motorized carts on such designated streets or portions thereof without~~
38 ~~a driver's license."~~

39 **SECTION 4.**

40 This Act shall become effective on July 1, 2010.

41 **SECTION 5.**

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