

House Bill 898 (AS PASSED HOUSE AND SENATE)

By: Representatives Collins of the 27th, Hamilton of the 23rd, Allison of the 8th, Maddox of the 127th, Powell of the 171st, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 40-6-391 of the Official Code of Georgia Annotated, relating to
2 driving under the influence of alcohol, drugs, or other intoxicating substances, so as to
3 change provisions relating to the contents of the publication of the notice of conviction for
4 persons convicted for the second or subsequent time; to provide for related matters; to repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 40-6-391 of the Official Code of Georgia Annotated, relating to driving under
9 the influence of alcohol, drugs, or other intoxicating substances, is amended by revising
10 paragraph (1) of subsection (j) as follows:

11 "(1) The clerk of the court in which a person is convicted a second or subsequent time
12 under subsection (c) of this Code section within five years, as measured from the dates
13 of previous arrests for which convictions were obtained or pleas of nolo contendere were
14 accepted to the date of the current arrest for which a conviction is obtained or a plea of
15 nolo contendere is accepted, shall cause to be published a notice of conviction for each
16 such person convicted. Such notices of conviction shall be published in the manner of
17 legal notices in the legal organ of the county in which such person resides or, in the case
18 of nonresidents, in the legal organ of the county in which the person was convicted. Such
19 notice of conviction shall be one column wide by two inches long and shall contain the
20 photograph taken by the arresting law enforcement agency at the time of arrest, the name
21 ~~and address~~ of the convicted person, the city, county, and zip code of the convicted
22 person's residential address, and the date, time, place of arrest, and disposition of the
23 case and shall be published once in the legal organ of the appropriate county in the
24 second week following such conviction or as soon thereafter as publication may be
25 made."

26

SECTION 2.

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All laws and parts of laws in conflict with this Act are repealed.