

House Bill 296

By: Representatives Day of the 163rd, Loudermilk of the 14th, and Amerson of the 9th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 40-6-188 of the Official Code of Georgia Annotated, relating to
2 highway work zones and reduction in speed and signage therefor, so as to change certain
3 provisions pertaining to speeding in a highway work zone, to provide for related matters; to
4 provide for an effective date and applicability; to repeal conflicting laws; and for other
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 40-6-188 of the Official Code of Georgia Annotated, relating to highway work
9 zones and reduction in speed and signage therefor, is amended by revising paragraph (1) of
10 subsection (e) as follows:

11 "(e)(1) In order for a person to be cited or convicted for exceeding a speed limit, reduced
12 or otherwise, in any highway work zone as provided in paragraph (2) of this subsection,
13 there must be present in the highway work zone at the time of the offense the signage
14 required by this Code section and ~~either:~~

15 ~~(A) Work work zone personnel actively engaged in highway work zone activity as set~~
16 ~~forth in paragraph (1) of subsection (a) of this Code section; or~~

17 ~~(B) Barriers, on-site work vehicles, or shoulder or pavement drop offs that constitute~~
18 ~~a hazard to the traveling public."~~

19 **SECTION 2.**

20 This Act shall become effective on July 1, 2009, and shall apply to all offenses committed
21 on or after such date.

22 **SECTION 3.**

23 All laws and parts of laws in conflict with this Act are repealed.