

Senate Bill 180

By: Senators Cowser of the 46th, Murphy of the 27th, Goggans of the 7th, Fort of the 39th and Chapman of the 3rd

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 40-5-64 of the Official Code of Georgia Annotated, relating to the
2 issuance of limited driving permits for certain offenders, so as to allow the issuance of a
3 limited driving permit to a person convicted of driving under the influence subject to certain
4 conditions; to provide for related matters; to provide for an effective date; 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 40-5-64 of the Official Code of Georgia Annotated, relating to the issuance of
9 limited driving permits for certain offenders, is amended in subsection (a) by adding a new
10 paragraph to read as follows:

11 "(3) A limited driving permit may be issued to a person convicted for a second violation
12 of Code Section 40-6-391 after a 120 day suspension period if, in the discretion of the
13 sentencing judge, a certificate of eligibility for a limited driving permit is issued
14 providing that:

15 (A) An ignition interlock is installed in accordance with paragraph (2) of subsection (b)
16 of Code Section 42-8-112 on all vehicles operated by the person applying for a limited
17 driving permit; and

18 (B) The person applying for the limited driving permit continues to participate for a
19 minimum of 120 days in a Department of Human Resources approved multiple
20 offender program in accordance with Code Section 40-5-63.1 or in a drug court
21 program in compliance with Code Section 15-1-15."

22 **SECTION 2.**

23 This Act shall become effective upon its approval by the Governor or upon its becoming law
24 without such approval.

25

SECTION 3.

26 All laws and parts of laws in conflict with this Act are repealed.