

The House Committee on Judiciary Non-civil offers the following substitute to HB 287:

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 2 of Chapter 14 of Title 40 of the Official Code of Georgia Annotated,
2 relating to use of speed detection devices in traffic law enforcement, so as to provide that
3 certain restrictions on the use of such devices shall not apply with respect to the use of speed
4 detection devices in school zones; to provide for related matters; to provide an effective date;
5 to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 2 of Chapter 14 of Title 40 of the Official Code of Georgia Annotated, relating to use
9 of speed detection devices in traffic law enforcement, is amended by revising Code Section
10 40-14-9, relating to certain restrictions on use of speed detection devices, as follows:

11 "40-14-9.

12 (a) Except as provided in subsection (b) of this Code section, evidence ~~Evidence~~ obtained
13 by county or municipal law enforcement officers in using speed detection devices within
14 300 feet of a reduction of a speed limit inside an incorporated municipality or within 600
15 feet of a reduction of a speed limit outside an incorporated municipality or consolidated
16 city-county government shall be inadmissible in the prosecution of a violation of any
17 municipal ordinance, county ordinance, or state law regulating speed; nor shall such
18 evidence be admissible in the prosecution of a violation as aforesaid when such violation
19 has occurred within 30 days following a reduction of the speed limit in the area where the
20 violation took place, except that this 30 day limitation shall not apply to a speeding
21 violation within a highway work zone, as defined in Code Section 40-6-188.

22 (b) The provisions of subsection (a) of this Code section relating to inadmissibility of
23 evidence obtained by using speed detection devices within a certain distance of a reduction
24 of a speed limit shall not apply to evidence obtained from within a properly marked school
25 zone one hour before, during, and one hour after the normal hours of school operation.

26 (c) No speed detection device shall be employed by county, municipal, or campus law
27 enforcement officers on any portion of any highway which has a grade in excess of 7
28 percent."

29 **SECTION 2.**

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

32 **SECTION 3.**

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