

House Bill 253

By: Representatives Collins of the 27th, Bearden of the 68th, Powell of the 171st, Cheokas of the 134th, Carter of the 175th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 2 of Title 35 of the Official Code of Georgia Annotated, relating to the
2 Department of Public Safety, so as to allow the commissioner of public safety, with the
3 approval of the Board of Public Safety, to sell or trade surplus motor vehicles and use the
4 proceeds of the sale or trade toward the purchase of new motor vehicles; to modify
5 provisions relating to use of retired unmarked pursuit cars for training; to provide for related
6 matters; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 2 of Title 35 of the Official Code of Georgia Annotated, relating to the Department
10 of Public Safety, is amended by revising Code Section 35-2-57, relating to the use of retired
11 unmarked pursuit cars for training, as follows:

12 "35-2-57.

13 When an unmarked pursuit vehicle used by the Georgia State Patrol for the purpose of
14 enforcing the traffic laws of this state is first removed from the field and will no longer be
15 used on a regular basis for pursuit purposes, the commissioner of public safety ~~shall notify~~
16 ~~the administrator of the Georgia Public Safety Training Center and shall~~ is authorized, in
17 his or her discretion, to make such pursuit vehicle available to such center the Georgia
18 Public Safety Training Center for the purpose of training public safety officers pursuant to
19 Chapter 5 of this title. Such vehicles may also be sold or traded pursuant to Code Section
20 35-2-58. Upon notification by the commissioner, the administrator of the Georgia Public
21 Safety Training Center shall be authorized to take immediate possession of any such
22 pursuit vehicle."

23 **SECTION 2.**

24 Said chapter is further amended by adding a new Code section to read as follows:

25 "35-2-58.

26 (a) Any other provision of law notwithstanding, the commissioner, subject to approval by
27 the board, shall have the power to sell or trade surplus motor vehicles no longer needed by
28 the department and use the proceeds from the sale or trade toward the purchase of new
29 motor vehicles by the department.

30 (b) The commissioner, subject to approval by the board and available funds, is authorized,
31 in his or her discretion, to purchase new motor vehicles for use by the department.

32 (c) The board shall promulgate rules and regulations to implement the provisions of this
33 Code section. The acquisition and disposition of motor vehicles by the department shall
34 not be subject to Chapter 5 of Title 50 or subject to the procedures or approval of any other
35 state agency."

36 **SECTION 3.**

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