The Senate Committee on Insurance and Labor offered the following substitute to HB 214:

A BILL TO BE ENTITLED
AN ACT

To amend Code Section 16-9-5 of the Official Code of Georgia Annotated, relating to counterfeit or false proof of insurance document, so as to change provisions relating to punishment for the unlawful manufacture, sale, or distribution of a counterfeit or false proof of insurance document; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.
Code Section 16-9-5 of the Official Code of Georgia Annotated, relating to counterfeit or false proof of insurance document, is amended as follows:

"16-9-5.
(a) As used in this Code section, the term 'proof of insurance document' means any document issued by, on behalf of, or purportedly on behalf of an insurer to a motor vehicle policyholder or applicant for motor vehicle coverage, which document is designed to constitute proof or evidence of the minimum motor vehicle liability insurance required by law for the purposes of Code Section 40-6-10.
(b)(1) It shall be unlawful for any person knowingly to manufacture, sell, or distribute a counterfeit or false proof of insurance document.
(2) It shall be unlawful for any person to possess a counterfeit or false proof of insurance document that he or she knows to be a counterfeit or false proof of insurance document.
(3) A proof of insurance document shall be deemed counterfeit or false if the proof of insurance document has been altered, modified, or originally issued in any manner which contains false information concerning the insurer, the owner, the motor vehicle, or the insurance thereon.
(c)(1) Any person who violates paragraph (1) of subsection (b) of this Code section on the first offense shall be guilty of a misdemeanor. Any person who violates paragraph (1) of subsection (b) of this Code section for the second or any subsequent offense shall
be guilty of a felony and upon conviction shall be punished by a fine of not more than $5,000.00 or $10,000.00 or by imprisonment for not more than three years, less than two nor more than ten years, or both.

(2) Any person who violates paragraph (2) of subsection (b) of this Code section shall upon conviction be guilty of and be punished as for a misdemeanor.

SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.