

ADOPTED

Senators Albers of the 56th and McKoon of the 29th offered the following amendment:

1 *Amend the Senate Committee on Public Safety substitute to SB 228 (LC 41 1468S) by*
 2 *replacing lines 2 through 6 with the following:*

3 as to provide for exceptions for the use of audible signals, flashing lights, and sirens of
 4 authorized emergency vehicles or law enforcement vehicles; to provide for definitions; to
 5 provide for criminal offenses and minimum fines for the direction of improper use of such
 6 vehicles by certain elected or appointed officials; to provide for related matters; to repeal
 7 conflicting laws;

8 *By replacing lines 65 through 66 with the following:*

9 to an emergency call; when escorting an honorary procession, including, but not limited
 10 to, a funeral procession as provided for in Code Section 40-6-76, except when escorting an
 11 elected official unless the condition of paragraph (2) of subsection (b) of this Code section
 12 is satisfied; or in the immediate pursuit of an

13 *By replacing lines 70 through 78 with the following:*

14 (b)(1) As used in this subsection, the term 'elected official' means every elected state
 15 official, elected county official, elected municipal official, elected member of a local
 16 school board, or local school superintendent.

17 (2) Every instance of the use of a siren by the driver of an authorized emergency vehicle
 18 or law enforcement vehicle transporting an elected official shall be by prior or
 19 contemporaneous written confirmation of the chief of police or department head of the
 20 law enforcement unit of the driver, or his or her law enforcement officer designee who
 21 shall not be a driver or passenger in such vehicle, that such use is in compliance with
 22 subsection (a) of this Code section. Such written confirmation shall be a public
 23 document.

24 (3) It shall be unlawful for any elected official to direct any person to operate an
 25 authorized emergency vehicle in violation of this Code section. An elected official
 26 convicted of a violation of this Code section shall be punished as follows:

27 (A) Upon conviction of a first offense, the elected official shall be guilty of a
 28 misdemeanor and shall be fined \$500.00;

29 (B) Upon conviction of a second offense, the elected official shall be guilty of a
 30 misdemeanor and shall be fined \$1,000.00; and

31 (C) Upon conviction of a third or subsequent offense, the elected official shall be guilty
32 of a felony and such person's license shall be subject to suspension in accordance with
33 paragraph (2) of subsection (a) of Code Section 40-5-54."