

House Bill 74

By: Representatives Turner of the 21st, Clark of the 147th, Powell of the 32nd, Ridley of the 6th, and Gullett of the 19th

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 4 of Article 3 of Chapter 1 of Title 40 of the Official Code of Georgia
2 Annotated, relating to ride share network services and transportation referral services, so as
3 to prohibit ride share network services from disallowing ride share drivers who are weapons
4 carry license holders from carrying or possessing weapons in a vehicle that is used for
5 purposes of the ride share network service; to provide for a definition; 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 Part 4 of Article 3 of Chapter 1 of Title 40 of the Official Code of Georgia Annotated,
10 relating to ride share network services and transportation referral services, is amended by
11 adding a new paragraph to Code Section 40-1-190, relating to definitions, to read as follows:

12 "(9) 'Weapon' shall have the same meaning as provided for in Code Section
13 16-11-125.1."

14 **SECTION 2.**

15 Said part is further amended by revising subsection (c) of Code Section 40-1-193, relating
16 to ride share network service registration requirement, licensure, required list of all ride share
17 drivers, additional requirements for ride share network service businesses and drivers, and
18 law enforcement access to digital information in smartphone of driver, as follows:

19 "(c) Each ride share network service doing business or operating in this state shall:

20 (1) Take all necessary steps to determine that each driver contracted with such ride share
21 network service possesses and maintains any required permits or licenses required by the
22 federal government or this state;

23 (2) Ensure that each driver utilized by such ride share network service, whether such
24 driver is employed directly by the ride share network service or operates as an

25 independent contractor, has a current for-hire license endorsement or current private
26 background check certification pursuant to Code Section 40-5-39;
27 (3) Have a zero tolerance policy with regard to the use of drugs or alcohol while on duty
28 in place for drivers contracted with such ride share network service;
29 (4) Have for each ride share driver contracted with such ride share network service in
30 this state insurance coverage in effect with respect to personal injury liability, property
31 damage liability, and personal injury protection liability benefits available to drivers,
32 passengers, pedestrians, and others in the same coverage amounts as required by law; ~~and~~
33 (5) Comply with the provisions of Code Section 40-8-7. No vehicle inspections shall be
34 required for vehicles used by ride share drivers; and
35 (6) Not prohibit any ride share driver who is a weapons carry license holder pursuant to
36 Code Section 16-11-129 from carrying or possessing a weapon in a vehicle that is used
37 by such ride share driver for purposes of the ride share network service."

38 **SECTION 3.**

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