

House Bill 1054

By: Representatives Neal of the 79th, Hitchens of the 161st, Vance of the 133rd, Holcomb of the 81st, and Reeves of the 99th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 40-13-2.1 of the Official Code of Georgia Annotated, relating to
2 signature on citations required, effect of failure to sign, exemption for out-of-state drivers,
3 and electronic capture of signature, so as to provide for the issuance of refusal to sign
4 citation; to provide for penalty; to provide for related matters; to repeal conflicting laws; and
5 for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 40-13-2.1 of the Official Code of Georgia Annotated, relating to signature on
9 citations required, effect of failure to sign, exemption for out-of-state drivers, and electronic
10 capture of signature, is amended by revising subsection (a) as follows:

11 "(a) A person who is issued a citation as provided in this chapter or Code Section 17-6-11,
12 relating to display of driver's license in lieu of bail, ~~shall~~ may sign the citation to
13 acknowledge receipt of the citation and of his or her obligation to appear for trial. The
14 officer shall advise the person that signing the citation is not an admission of guilt and that
15 failure to sign will result in the person having to ~~post a cash bond~~ appear for trial. If such
16 person does not sign the citation and does not appear for trial, the clerk of court shall notify

17 such person by first-class mail or by postcard at the address listed on the uniform citation
18 of his or her failure to appear as provided in Code Section 17-6-11. If the person refuses
19 to sign the citation, it shall constitute reasonable cause to believe that the person will not
20 appear at trial and the officer shall write 'Refusal to Sign' on such citation and shall give
21 the citation to such person. The officer may bring the person before a judicial officer or
22 traffic violations bureau to post a bond as is otherwise provided by law."

23

SECTION 2.

24 All laws and parts of laws in conflict with this Act are repealed.