

House Bill 1284

By: Representatives Daniel of the 117<sup>th</sup>, Crowe of the 118<sup>th</sup>, Vance of the 133<sup>rd</sup>, Hitchens of the 161<sup>st</sup>, Collins of the 71<sup>st</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Part 5 of Article 22 of Chapter 2 of Title 20 and Code Section 40-6-163 of the  
2 Official Code of Georgia Annotated, relating to school buses for elementary and secondary  
3 education and duty of driver of vehicle meeting or overtaking school bus, reporting of  
4 violations, and civil monetary penalty for violations captured by school bus camera,  
5 respectively, so as to provide suggested standards for the establishment of school bus routes;  
6 to enhance the penalties for meeting or overtaking a school bus; to provide for notification  
7 to insurance carriers upon issuance of a second or subsequent civil monetary penalty for such  
8 violations; to provide for a short title; to provide for related matters; to repeal conflicting  
9 laws; and for other purposes.

10 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

11 **SECTION 1.**

12 This Act shall be known and may be cited as "Addy's Law."

**SECTION 2.**

13

14 Part 5 of Article 22 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated,  
15 relating to school buses for elementary and secondary education, is amended by adding a  
16 new Code section to read as follows:

17 "20-2-1128.

18 In establishing routes for school buses, a public school system shall consider routes that do  
19 not have stops requiring a student entering the school bus to cross a roadway with a speed  
20 limit of 40 miles per hour or greater."

**SECTION 3.**

21

22 Code Section 40-6-163 of the Official Code of Georgia Annotated, relating to duty of driver  
23 of vehicle meeting or overtaking school bus, reporting of violations, and civil monetary  
24 penalty for violations captured by school bus camera, is amended by revising subsection (a),  
25 subparagraph (d)(3)(A), and paragraph (4) of subsection (d) as follows:

26 "(a) Except as provided in subsection (b) of this Code section, the driver of a vehicle  
27 meeting or overtaking from either direction any school bus stopped on the highway shall  
28 stop before reaching such school bus when there are in operation on the school bus the  
29 visual signals as specified in Code Sections 40-8-111 and 40-8-115, and such driver shall  
30 not proceed until the school bus resumes motion or the visual signals are no longer  
31 actuated. A violation of this subsection for which a driver has been issued a uniform traffic  
32 citation shall be punished as for a high and aggravated misdemeanor and upon conviction  
33 thereof shall be punished by a fine of not less than \$1,000.00 or by confinement for not  
34 more than 12 months, or both."

35 "(A) The owner of a motor vehicle shall be liable for a civil monetary penalty to the  
36 governing body of the law enforcement agency provided for in subparagraph (B) of this  
37 paragraph if such vehicle is found, as evidenced by recorded images, to have been  
38 operated in disregard or disobedience of subsection (a) of this Code section and such

39 disregard or disobedience was not otherwise authorized by law. The amount of such  
40 civil monetary penalty shall be ~~\$250.00~~ \$1,000.00;"

41 "(4) A violation for which a civil penalty is imposed pursuant to this subsection shall not  
42 be considered a moving traffic violation for the purpose of points assessment under Code  
43 Section 40-5-57. Such violation shall be deemed noncriminal, and imposition of a civil  
44 penalty pursuant to this subsection shall not be deemed a conviction and shall not be  
45 made a part of the operating record of the person upon whom such liability is imposed,  
46 nor shall it be used for any insurance purposes in the provision of motor vehicle insurance  
47 coverage; provided, however, that upon any second or subsequent violation in the same  
48 jurisdiction, the law enforcement agency shall request insurance coverage information  
49 for such owner from the Department of Revenue and send notice of the violations to the  
50 insurance carrier of such owner."

51 **SECTION 4.**

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