

The Senate Committee on Education and Youth offered the following substitute to HB 409:

A BILL TO BE ENTITLED
AN ACT

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

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 **SECTION 1.**

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

12 **SECTION 2.**

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

16 "20-2-1128.

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

20 **SECTION 3.**

21 Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, is
22 amended in Code Section 40-2-137, relating to notice of insurance coverage and termination,
23 lapses in insurance coverage, and insurance coverage for active duty military personnel, by
24 revising subparagraph (b)(1)(A) as follows:

25 "(b)(1)(A) For purposes of aiding in the enforcement of the requirement of minimum
26 motor vehicle liability insurance, any insurer issuing or renewing in this state any
27 policy of motor vehicle liability insurance required by Chapter 34 of Title 33 other than
28 a fleet policy shall within 30 days after the date the insurance agent binds the coverage
29 or on the date such coverage was renewed, whichever is applicable, provide notice of
30 such insurance coverage by electronic transmission to the department; except that once
31 coverage data has been electronically transmitted to the department, there shall be no
32 requirement to report on subsequent renewals of that coverage. Insurance coverage
33 information included in such notice of issue or renewal shall be limited exclusively to
34 name and contact information of insurer; vehicle identification number; the make and
35 year of the insured motor vehicle; and policy effective date. The department shall not
36 require the policy limits to be disclosed for purposes of this subparagraph. For the
37 purposes of this Code section, the vehicle identification number shall be the vehicle
38 identification number as that number is shown in the records of the department. For the
39 purposes of this Code section, the Commissioner of Insurance shall furnish such notices
40 to the department upon issuance of a certificate of self-insurance."

SECTION 4.

Said title is further amended in Code Section 40-6-163, relating to duty of driver of vehicle meeting or overtaking school bus, reporting of violations, and civil monetary penalty for violations captured by school bus camera, by revising subsection (a), subparagraph (d)(3)(A), and paragraph (4) of subsection (d) as follows:

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

"(A) The owner of a motor vehicle shall be liable for a civil monetary penalty to the governing body of the law enforcement agency provided for in subparagraph (B) of this paragraph if such vehicle is found, as evidenced by recorded images, to have been operated in disregard or disobedience of subsection (a) of this Code section and such disregard or disobedience was not otherwise authorized by law. The amount of such civil monetary penalty shall be ~~\$250.00~~ \$1,000.00;"

"(4) A violation for which a civil penalty is imposed pursuant to this subsection shall not be considered a moving traffic violation for the purpose of points assessment under Code Section 40-5-57. Such violation shall be deemed noncriminal, and imposition of a civil penalty pursuant to this subsection shall not be deemed a conviction and shall not be made a part of the operating record of the person upon whom such liability is imposed, nor shall it be used for any insurance purposes in the provision of motor vehicle insurance coverage; provided, however, that upon any second or subsequent violation in the same

68 jurisdiction, the law enforcement agency shall request insurance coverage information
69 for such owner from the Department of Revenue and send notice of the violations to the
70 insurance carrier of such owner."

71 **SECTION 5.**

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