

House Bill 283

By: Representatives Neal of the 79<sup>th</sup>, Hitchens of the 161<sup>st</sup>, Lumsden of the 12<sup>th</sup>, and Holcomb of the 101<sup>st</sup>

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 a refusal to sign  
4 citation; to provide for a penalty; to provide for related matters; to repeal conflicting laws;  
5 and 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 the  
16 person refuses to sign the citation, it shall constitute reasonable cause to believe that the

17 person will not appear at trial and the officer shall write 'Refusal to Sign' on such citation  
18 and shall give the citation to such person. The officer may bring the person before a  
19 judicial officer or traffic violations bureau to post a bond as is otherwise provided by law."

20

**SECTION 2.**

21 All laws and parts of laws in conflict with this Act are repealed.