

**ADOPTED**

Senators Kirkpatrick of the 32nd, Anderson of the 24th, Brass of the 6th, Robertson of the 29th, Esteves of the 35th, and others offered the following amendment #1:

1 *Amend HB 308 (LC 39 4652S) by replacing line 8 with the following:*

2 to provide a sentencing court with authority to order the installation of a device which limits  
3 the speed of a motor vehicle as part of the punishment for conviction of the offense of  
4 reckless stunt driving; to provide for procedures and conditions upon issuance of such orders;  
5 to provide for notification to the Department of Revenue; to provide for a penalty; to revise  
6 and provide for definitions; to provide that fingerprints shall not be obtained for offenses  
7 relating to operation of a motor vehicle with unauthorized levels of window or windshield  
8 tinting or unlawful installation of such; to amend Code Section 48-5-473 of the Official Code

9 *By replacing "such vehicles" with "miniature on-road vehicles" on line 11.*

10 *By inserting the following between lines 200 and 201:*

11 Said title is further amended in Code Section 40-6-390.1, relating to reckless stunt driving,  
12 by adding a new subsection to read as follows:

13 "(b.1)(1) As used in this subsection, the term 'intelligent speed assistance device' means  
14 a device designed to be installed within a motor vehicle to actively monitor and prevent  
15 the operator from exceeding a preset speed. Such term shall not include any technology  
16 provided by the motor vehicle manufacturer as a component of a motor vehicle that  
17 controls or affects the speed of a motor vehicle.

18 (2) Upon conviction of a violation of this Code section and in addition to the punishment  
19 provided for in subsection (a) of this Code section, a court shall be authorized to order  
20 the installation of an intelligent speed assistance device upon the motor vehicle operated  
21 by the offender during such violation when the offender is the registered owner of such

22 motor vehicle as shown in the records of the Department of Revenue. Such order shall  
23 set the maximum speed limit for an intelligent speed assistance device installed upon a  
24 motor vehicle at a speed limit of no greater than 20 percent above the posted speed limit.  
25 An intelligent speed assistance device shall be installed within ten days of the issuance  
26 of such order and remain on the vehicle for a period of time ordered by the court which  
27 shall be no less than six months. The costs relating to the installation of an intelligent  
28 speed assistance device upon a motor vehicle and any monitoring thereof shall be borne  
29 by the offender. Any court which orders an intelligent speed assistance device to be  
30 placed upon a motor vehicle pursuant to this subsection shall provide the Department of  
31 Revenue with a copy of such order. The records of the Department of Revenue shall  
32 contain a record reflecting that the motor vehicle shall only be operated when equipped  
33 with a functioning intelligent speed assistance device. The operation of a motor vehicle  
34 without an intelligent speed assistance device for which an order for installation of an  
35 intelligent speed assistance device has been issued pursuant to this subsection by the  
36 offender issued such order shall be punished as for a misdemeanor."

37 **SECTION 11.**

38 Said title is further amended in Code Section 40-8-73.1, relating to tinting of windows or  
39 windshields of motor vehicles, by revising subsection (h) as follows:

40 "(h) Any person who violates subsection (b) or (e) of this Code section shall be guilty of  
41 a misdemeanor; provided, however, that no fingerprints shall be obtained for a violation  
42 of this Code section."

43 **SECTION 12.**

44 *By renumbering the remaining sections of the bill accordingly.*