

ADOPTED

Representative Powell of the 33rd offers the following amendment:

1 *Amend the Senate substitute to HB 651 (LC 39 4807S) as amended by AM 39 0478 by*
2 *replacing lines 12 through 22 with the following:*

3 appeal; to provide for time frames for issuing citations for the violation of speed limit by
4 ten miles per hour or more in a school zone through the use of automated traffic
5 enforcement safety devices; to revise application procedure for a permit to operate such
6 devices; to prohibit the assessment of late fees, surcharges, and taxes relating to civil
7 monetary penalties; to provide standards for notice sent for imposition of a civil monetary
8 penalty and penalties for nonpayment; to provide for distribution of moneys collected; to
9 provide a definition; to amend Title 15 of the Official Code of Georgia Annotated, relating
10 to courts, so as to authorize district attorneys, solicitors-general, and prosecuting attorneys
11 to enforce civil monetary penalties relative to the enforcement of laws regarding speeding
12 in a school zone using recorded images; to provide for an effective date; to provide for
13 related matters; to repeal conflicting laws; and for other purposes.

14 *By replacing lines 37 through 40 with the following:*

15 the speed limit for the school ~~speed~~ zone. Such signs shall include a sign or device which
16 provides the operator of a motor vehicle approaching such sign with an accurate depiction
17 of the speed of such motor vehicle and lights which flash yellow in accordance with any
18 rule or regulation established by the Department of Transportation when the automated
19 traffic enforcement safety device is authorized to issue citations pursuant to Code Section
20 40-14-18. There shall be a rebuttable presumption that

21 *By replacing lines 158 through 170 with the following:*

22 (a)(1) The speed limit within any school zone ~~as provided for in Code Section 40-14-8~~
23 ~~and marked pursuant to Code Section 40-14-6 may be enforced as provided for in this~~
24 Code section by using photographically recorded images for violations that are in excess
25 of ten miles per hour over posted the speed limit and which occurred only on a school day
26 ~~during the time in which instructional classes are taking place and one hour before such~~
27 ~~classes are scheduled to begin and for one hour after such classes have concluded when~~
28 ~~such violations are in excess of ten miles per hour over the speed limit. For permits for~~
29 the operation of an automated traffic enforcement safety device issued on or after July 1,
30 2025, the governing body of a county or municipality where such automated traffic
31 enforcement safety device is located shall be authorized to enact an ordinance or
32 resolution which provides for the time on school days when instructional classes are
33 taking place that automated traffic enforcement safety devices shall be authorized to be
34 operated pursuant to this article. When no such ordinance or resolution is enacted,
35 automated traffic enforcement safety devices shall be authorized to be operated on school
36 days when instructional classes are taking place one hour prior to and one hour after the
37 school's official starting time and one hour prior to and one hour after the school's official
38 dismissal time. Violations enforced pursuant to this paragraph shall be based upon the
39 ten miles per over the reduced speed limit when a reduction for the speed limit for a
40 school zone is in effect and ten miles per hour over the posted speed limit for the school
41 zone when no reduced speed limit is in effect.

42 *By replacing line 178 with the following:*

43 traffic enforcement safety device. Such permit shall be awarded based upon need;
44 provided, however, that a permit issued for placement upon any highway with more than
45 two lanes shall require a demonstration of prior history which justifies such need and no

46 permit shall be issued for placement upon a highway within a school zone with four lanes
 47 that does not have a crosswalk across such lanes. The

48 *By replacing lines 228 through 230 with the following:*

49 (G) A warning that failure to pay the civil monetary penalty or to contest liability in
 50 a timely manner as provided for in subsection (d) of this Code section shall waive any
 51 right to contest liability and include a statement which reads: 'FAILURE TO PAY THIS
 52 FINE OR CONTEST LIABILITY IN COURT SHALL RESULT IN THE INABILITY
 53 TO RENEW YOUR MOTOR VEHICLE REGISTRATION FOR THIS VEHICLE';

54 *By replacing lines 296 through 304 with the following:*

55 (g) If a ~~violation~~ citation issued pursuant to this Code section has not been contested and
 56 the assessed penalty has not been paid, the agent or governing body shall send to the person
 57 who is the registered owner of the motor vehicle a final notice of any unpaid civil monetary
 58 penalty authorized by this Code section, except in cases where there is an adjudication that
 59 no violation occurred or there is otherwise a lawful determination that no civil monetary
 60 penalty shall be imposed. The notice shall ~~inform the registered owner that the agent or~~
 61 ~~governing body shall send a referral to the Department of Revenue if the assessed penalty~~
 62 ~~is not paid within 30 days after the final notice was mailed and of the consequences for~~
 63 ~~failure to pay such penalty and any late fee~~ include a statement which reads: 'FAILURE TO
 64 PAY THIS FINE OR CONTEST LIABILITY IN COURT WITHIN 30 DAYS SHALL
 65 RESULT IN THE INABILITY TO RENEW YOUR MOTOR VEHICLE
 66 REGISTRATION FOR THIS VEHICLE'.

67 *By replacing lines 331 through 336 with the following:*

68 (m)(1) As used in this subsection, the term 'school safety purposes' means activities
 69 incident to the establishment, procurement, or maintenance of safety measures within

70 public or private elementary or secondary schools that enhance and ensure the protection
71 of students, staff, and visitors to such a school, including, but not limited to, access
72 control systems, communication systems, cybersecurity measures, perimeter security
73 systems, surveillance systems, visitor management systems, employment of crossing
74 guards, and safety protocol training. Such purposes may further include mental health
75 support services in collaboration with law enforcement to address safety concerns
76 proactively.

77 (2) The ~~money~~ moneys collected and remitted to the governing body pursuant to
78 paragraph (1) of subsection (b) of this Code section shall only be used by such governing
79 body ~~to fund local law enforcement or public safety initiatives~~ for school safety purposes
80 for schools within the jurisdiction of the governing body.

81 (3) This subsection shall not preclude the appropriation of a greater amount than
82 collected and remitted under this subsection."

83 *By inserting the following between lines 365 and 366:*

84 This Act shall become effective on January 1, 2026.

85 **SECTION 12.**