

Senate Bill 23

By: Senators James of the 35th, Jones II of the 22nd and Rhett of the 33rd

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 1 of Article 1 of Chapter 8 of Title 40 of the Official Code of Georgia
2 Annotated, relating to general provisions, so as to prohibit the movement of trailers or
3 semitrailers on any highway unless such trailers or semitrailers are engaged in the pickup or
4 delivery of persons or property or traveling to or from such pickup or delivery; to provide for
5 related matters; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Part 1 of Article 1 of Chapter 8 of Title 40 of the Official Code of Georgia Annotated,
9 relating to general provisions, is amended by revising Code Section 40-8-7, relating to
10 driving unsafe or improperly equipped vehicle, punishment for violations of chapter
11 generally, and vehicle inspection by law enforcement officer without warrant, as follows:

12 "40-8-7.

13 (a) No person shall drive or move on any highway any motor vehicle, trailer, semitrailer,
14 or pole trailer, or any combination thereof, unless the equipment upon any and every such
15 vehicle is in good working order and adjustment as required in this chapter and the vehicle
16 is in such safe mechanical condition as not to endanger the driver or other occupant or any
17 person upon the highway.

18 (b) No person shall drive or move on any highway any trailer or semitrailer unless such
19 trailer or semitrailer is engaging in the pickup or delivery of persons or property or
20 traveling to or from such pickup or delivery.

21 ~~(b)~~(c) It is a misdemeanor for any person to drive or move, or for the owner to cause or
22 knowingly permit to be driven or moved, on any ~~street~~ or highway any vehicle or
23 combination of vehicles:

24 (1) Which is in such unsafe condition as to endanger any person;

25 (2) Which does not contain those parts or is not at all times equipped with such lights and
26 other equipment in proper condition and adjustment as required in this chapter; or

27 (3) Which is equipped in any manner in violation of this chapter.

28 ~~(c)~~(d) It is also a misdemeanor for any person to do any act forbidden or fail to perform
29 any act required under this chapter.

30 ~~(d)~~(e) Any vehicle suspected of being operated in violation of this ~~article~~ chapter may be
31 the subject of an inspection conducted by any law enforcement officer who has reason to
32 believe such violation is occurring, without the necessity of obtaining a warrant to permit
33 such inspection."

34 **SECTION 2.**

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