

House Bill 409 (AS PASSED HOUSE AND SENATE)

By: Representatives Daniel of the 117th, Burchett of the 176th, Kelley of the 16th, Reeves of the 99th, Leverett of the 123rd, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Titles 20 and 40 of the Official Code of Georgia Annotated, relating to education
2 and motor vehicles and traffic, respectively, so as to provide suggested standards for the
3 establishment of school bus routes; to provide for a definition; to provide for state charter
4 schools to hire employees of education service providers; to provide for the ability of
5 governing boards to dismiss such employees; to provide for governing boards' responsibility
6 for such employees' actions; to enhance the penalties for meeting or overtaking a school bus;
7 to provide for notification to insurance carriers upon issuance of a second or subsequent civil
8 monetary penalty for such violations; to provide for submission of contact information for
9 motor vehicle insurers; to provide for a short title; to provide for related matters; to repeal
10 conflicting laws; and for other purposes.

11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

12 SECTION 1.

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

SECTION 2.

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15 Title 20 of the Official Code of Georgia Annotated, relating to education, is amended by
16 adding a new Code section to read as follows:

17 "20-2-1128.

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

SECTION 3.

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22 Said title is further amended in Article 31A of Chapter 2, relating to state charter schools, by
23 adding a new subsection to Code Section 20-2-2084, relating to petition for charter schools,
24 requirements of school, governing board membership, annual training, and simultaneous
25 service prohibited, to read as follows:

26 "(h)(1) As used in this subsection, the term 'education service provider' means any
27 organization that contracts with new or existing charter schools to provide services
28 including, but not limited to, curriculum design, professional development, student
29 assessments, financial and operational management, facilities management, human
30 resources management, or employee benefits.

31 (2) A state charter school may utilize teachers, other instructional staff, and
32 noninstructional staff who are employees of an education service provider only if the
33 governing board of such state charter school retains the authority to select and dismiss
34 such teachers, other instructional staff, and noninstructional staff from service at the state
35 charter school.

36 (3) The governing board of a state charter school shall remain responsible and
37 accountable for all operations, compliance, and performance of any employees of an
38 education service provider utilized by such state charter school."

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

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

80 "(4) A violation for which a civil penalty is imposed pursuant to this subsection shall not
81 be considered a moving traffic violation for the purpose of points assessment under Code
82 Section 40-5-57. Such violation shall be deemed noncriminal, and imposition of a civil
83 penalty pursuant to this subsection shall not be deemed a conviction and shall not be
84 made a part of the operating record of the person upon whom such liability is imposed,
85 nor shall it be used for any insurance purposes in the provision of motor vehicle insurance
86 coverage; provided, however, that upon any second or subsequent violation in the same
87 jurisdiction, the law enforcement agency shall request insurance coverage information
88 for such owner from the Department of Revenue and send notice of the violations to the
89 insurance carrier of such owner."

90

SECTION 6.

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