

LOST

Senators James of the 35th, Thompson of the 14 and Henson of the 41st offered the following amendment:

1 *Amend the substitute to HB 673 (LC 39 1952S) by replacing line 11 with the following:*
2 respectively; to correct cross-references; to provide for a short title; to allow the county or
3 district department of family and children services to be notified when certain offenders are
4 convicted of endangering a child by driving under the influence of alcohol or drugs; to
5 provide for related

6 *By replacing lines 14 through 15 with the following:*

7 **PART I**
8 **SECTION 1-1.**

9 This part shall be known and may be cited as the "Hands-Free Georgia Act."

10 *By redesignating Sections 2, 3, 4, 5, 6, and 7 as Sections 1-2, 1-3, 1-4, 1-5, 1-6, and 1-7,*
11 *respectively.*

12 *By replacing line 157 with the following:*

13 **PART II**
14 **SECTION 2-1.**

15 Said title is further amended by revising subsection (l) of Code Section 40-6-391, relating
16 to driving under the influence of alcohol, drugs, or other intoxicating substances, penalties,
17 and endangering a child, as follows:

18 "(l)(1) A person who violates this Code section while transporting in a motor vehicle a
19 child under the age of 14 years is guilty of the separate offense of endangering a child by
20 driving under the influence of alcohol or drugs. The offense of endangering a child by
21 driving under the influence of alcohol or drugs shall not be merged with the offense of
22 driving under the influence of alcohol or drugs for the purposes of prosecution and
23 sentencing. An offender who is convicted of a violation of this ~~subsection~~ paragraph
24 shall be punished in accordance with the provisions of subsection (d) of Code Section
25 16-12-1.

26 (2) If any offender who is convicted of a violation of this subsection is the parent or
27 guardian of the child passenger, the prosecuting attorney may provide a copy of the

28 traffic citation and all pertinent documents to the county or district department of family
29 and children services of such person's residence to aid in an investigation of possible
30 child neglect."

31

PART III

32

SECTION 3-1.