

LOST

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

Amend the substitute to HB 673 (LC 39 1952S) by replacing line 11 with the following:

respectively; to correct cross-references; to provide for a short title; to allow the county or district department of family and children services to be notified when certain offenders are convicted of endangering a child by driving under the influence of alcohol or drugs; to provide for related

By replacing lines 14 through 15 with the following:

PART I**SECTION 1-1.**

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

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, respectively.

By replacing line 157 with the following:

PART II**SECTION 2-1.**

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

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

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

31 **PART III**
32 **SECTION 3-1.**