

Senate Bill 165

By: Senators Gooch of the 51st, Kirkpatrick of the 32nd, Beach of the 21st, Miller of the 49th, Ginn of the 47th and others

**AS PASSED SENATE**

A BILL TO BE ENTITLED

AN ACT

1 To amend Chapter 8 of Title 40 of the Official Code of Georgia Annotated, relating to  
2 equipment and inspection of motor vehicles, so as to require the display of a reflective  
3 emblem or the use of strobe light while operating a slow-moving or low-speed vehicle; to  
4 provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 8 of Title 40 of the Official Code of Georgia Annotated, relating to equipment and  
8 inspection of motor vehicles, is amended by revising Code Section 40-8-4, relating to  
9 emblem to be displayed on certain slow-moving vehicles or equipment operating on public  
10 roads, as follows:

11 "40-8-4.

12 (a) It shall be unlawful for any person to operate upon the public roads of this state any  
13 slow-moving vehicle or equipment, any farm trailer or semitrailer which is used for  
14 agricultural purposes and which would otherwise be exempt from this article as an  
15 implement of husbandry under Code Section 40-8-1, any animal drawn vehicle, or any  
16 machinery designed for use and generally operated at speeds less than 25 miles per hour,

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17 including all road construction or maintenance equipment and machinery except when  
18 engaged in actual construction or maintenance procedures and all other construction  
19 equipment and machinery, unless there is displayed on the rear thereof an emblem which  
20 shall comply with subsection (b) of this Code section or an amber strobe light operated in  
21 compliance with Code Section 40-8-35. It shall also be unlawful to operate upon the public  
22 roads of this state without such an emblem any three-wheeled motorcycle used only for  
23 agricultural purposes unless such three-wheeled motorcycle is licensed as required by  
24 Chapter 2 of this title and is in compliance with all other requirements of this chapter.

25 (b) The emblem required by subsection (a) of this Code section shall conform with those  
26 standards and specifications adopted for slow-moving vehicles by the American Society  
27 of Agricultural Engineers in December, 1966, and contained within such society's standard  
28 ASAE S276.1, or shall be an emblem of the same shape and size painted on such vehicle  
29 in a bright and conspicuous retroreflective red orange paint. Such emblem shall be  
30 mounted on the rear of such vehicles, in the approximate horizontal geometric center of the  
31 vehicle, at a height of three to five feet above the roadway, and shall be maintained at all  
32 times in a clean and reflective condition.

33 (c) Any person violating this Code section shall be guilty of a misdemeanor.

34 (d) Nothing in this Code section shall apply to any self-propelled, two-wheeled vehicle."

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## SECTION 2.

36 Said chapter is further amended by revising Code Section 40-8-35, relating to operating  
37 low-speed vehicles on highway requires amber strobe light, as follows:

38 "40-8-35.

39 Any low-speed vehicle operated on the highways of this state without a properly affixed  
40 emblem conforming to the requirements of Code Section 40-8-4 shall display an amber  
41 strobe light so as to warn approaching travelers to decrease their speed because of the  
42 danger of colliding with such vehicle. Such amber strobe light shall be mounted in a

43 manner so as to be visible under normal atmospheric conditions from a distance of 500 feet  
44 from the front and rear of such vehicle."

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**SECTION 3.**

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