**[Send to MSWORD](file:///C:\\print\\run\\system_charge_forms_report%3fsend_to=MSWORD)**  |  [**Send to EXCEL**](file:///C:\print\run\system_charge_forms_report%3fsend_to=excel)

| **Statute** | **Title** |
| --- | --- |
| 3-1-5 | **Failure to Post Pregnancy Warning** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Post Pregnancy Warning O.C.G.A. § 3-1-5 Effective: 07/19/2007, Updated: 02/04/2009  being a [(retail dealer) (retail consumption dealer)] who sells alcoholic beverages at retail for consumption on the premises located at (Insert Location), did unlawfully fail to post, in a conspicuous place on the retail premises, a sign clearly reading "Warning: Drinking alcoholic beverages during pregnancy can cause birth defects" |
|  | |
| 3-2-33 | **Possession of Untaxed Alcoholic Beverages** (Misdemeanor) Effective: 02/15/2011 |
|  | |
| 3-3-3 | **Alcohol License Violation** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 3-3-3 – (Manufacture, Distribute, Sell, Etc. without First Obtaining License) Effective: 07/19/2007, Updated: 12/17/2008  did unlawfully [(manufacture) (distribute) (sell) (handle) (possess for sale) (deal in)] (Insert Description of Applicable Alcoholic Beverages), alcoholic beverages, without first obtaining (Insert Description of Required License) as required by Title 3 of the Official Code of Georgia |
| Alcohol License Violation 02 O.C.G.A. § 3-3-3 – (Failure to Prominently Display License) Effective: 07/19/2007, Updated: 12/17/2008  being a person holding a (Insert Description of Required License), a license issued pursuant to Title 3 of the Official Code of Georgia, did unlawfully fail to display the said license prominently at all times on the premises for which the license was issued located at (Insert Address/Location) |
|  | |
| 3-3-20 | **Unlawful Sale of Alcohol** (Misdemeanor) Effective: 01/01/1990 |
| 02 O.C.G.A. § 3-3-20 (b) (3) (A) – (Sale within 250 feet of Polling Place on Election Day) Effective: 12/13/2008, Updated: 12/13/2008  knowingly and intentionally [(sell) (offer to sell)] (describe alcoholic beverage), an alcoholic beverage, within the territorial boundaries of [(Insert Name of County) (Insert Name of Municipality), said date having been designated an election day, and said sale having occurred between the hours of (Insert the Hour the Polls Opened) and (Insert the Hour the Polls Closed) while the polls were open and within 250 feet of (Insert Address of Applicable Polling Place), a polling place |
| 03 O.C.G.A. § 3-3-20 (b) (3) (A) – (250 Feet of the Outer Edge of any Building within a Polling Place is Established ) Effective: 12/13/2008, Updated: 12/13/2008  knowingly and intentionally [(sell) (offer to sell)] (describe alcoholic beverage), an alcoholic beverage, within the territorial boundaries of [(Insert Name of County) (Insert Name of Municipality), said date having been designated [(a primary) (an election)], and said sale having occurred between the hours of (Insert the Hour the Polls Opened) and (Insert the Hour the Polls Closed) while the polls were open and within 250 feet of the outer edge of (Insert Address of Applicable Polling Place), a building within which said polling place was established on [(a primary) (an election)] day |
| Unlawful Sale of Alcohol 01 O.C.G.A. § 3-3-20 (a) – (Sale on Sunday) Effective: 07/19/2007, Updated: 12/13/2008  did knowingly and intentionally [(sell) (offer to sell)] (Insert Description of Alcoholic Beverage), an alcoholic beverage, within the territorial boundaries of [(Insert Name of County) (Insert Name of Municipality), said date being a Sunday |
|  | |
| 3-3-23 | **Furnishing Alcohol to a Minor** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 3-3-23 (a) (1) - (Furnish an Alcoholic Beverage to a Person under 21) Effective: 07/19/2007, Updated: 10/22/2008  did knowingly furnish (Insert Name of Alcoholic Beverage), an alcoholic beverage, to (Insert Name of Person), a person under 21 years of age |
| 02 O.C.G.A. § 3-3-23 (a) (1) - (Cause an Alcoholic Beverage to be Furnished to a Person under 21) Effective: 07/19/2007, Updated: 10/22/2008  did knowingly cause (Insert Name of Person Providing Alcohol) to furnish (Insert Name of Alcoholic Beverage), an alcoholic beverage, to (Insert Name of Person), a person under 21 years of age by (Insert Manner in Which Offense was Committed) |
| 03 O.C.G.A. § 3-3-23 (a) (1) - (Permit an Employee to Furnish an Alcoholic Beverage to a Person under 21) Effective: 07/19/2007, Updated: 10/22/2008  did knowingly permit (Insert Name of Person Providing Alcohol), an employee, to furnish (Insert Name of Alcoholic Beverage), an alcoholic beverage, to (Insert Name of Person), a person under 21 years of age |
| 04 O.C.G.A. § 3-3-23 (a) (4) - (Acting as an Agent of a Person under 21 to Purchase or Acquire Alcohol) Effective: 07/19/2007, Updated: 10/22/2008  did [(knowingly) (intentionally)] act as an agent to [(purchase) (acquire)] (Insert Name of Alcoholic Beverage), [(for) (on behalf of)] (Insert Name of Person), a person under 21 years of age |
| NOTE; PENALTY PROVISIONS Effective: 10/22/2008, Updated: 10/22/2008  See, O.C.G.A. § 3-3-23.1. Procedure and penalties upon violation of Code Section 3-3-23 |
|  | |
| 3-3-23 | **Sale of Alcohol to a Minor** (Misdemeanor) Effective: 01/01/1990 |
| Furnishing Alcohol to a Minor 01 O.C.G.A. § 3-3-23 (a) (1) - (Furnish an Alcoholic Beverage to a Person under 21) Effective: 07/19/2007, Updated: 10/22/2008  did knowingly furnish (Insert Name of Alcoholic Beverage), an alcoholic beverage, to (Insert Name of Person), a person under 21 years of age |
| Furnishing Alcohol to a Minor 02 O.C.G.A. § 3-3-23 (a) (1) - (Cause an Alcoholic Beverage to be Furnished to a Person under 21) Effective: 07/19/2007, Updated: 10/22/2008  did knowingly cause (Insert Name of Person Providing Alcohol) to furnish (Insert Name of Alcoholic Beverage), an alcoholic beverage, to (Insert Name of Person), a person under 21 years of age by (Insert Manner in Which Offense was Committed) |
| Furnishing Alcohol to a Minor 03 O.C.G.A. § 3-3-23 (a) (1) - (Permit an Employee to Furnish an Alcoholic Beverage to a Person under 21) Effective: 07/19/2007, Updated: 10/22/2008  did knowingly permit (Insert Name of Person Providing Alcohol), an employee, to furnish (Insert Name of Alcoholic Beverage), an alcoholic beverage, to (Insert Name of Person), a person under 21 years of age |
| Furnishing Alcohol to a Minor 04 O.C.G.A. § 3-3-23 (a) (4) - (Acting as an Agent of a Person under 21 to Purchase or Acquire Alcohol) Effective: 07/19/2007, Updated: 10/22/2008  did [(knowingly) (intentionally)] act as an agent to [(purchase) (acquire)] (Insert Name of Alcoholic Beverage), [(for) (on behalf of)] (Insert Name of Person), a person under 21 years of age |
| NOTE; PENALTY PROVISIONS Effective: 10/22/2008, Updated: 10/22/2008  See, O.C.G.A. § 3-3-23.1. Procedure and penalties upon violation of Code Section 3-3-23 |
|  | |
| 3-3-33 | **Prohibited Acts Regarding Vaporized Alcohol** (Misdemeanor) Effective: 03/25/2009 |
| 01 O.C.G.A. § 3-3-33 (b) (1) – (Purchasing or Using a Vaporized Form of an Alcoholic Beverage) Effective: 03/25/2009, Updated: 10/21/2009  did unlawfully [(purchase) (use)] (Insert Identity of Vaporized Alcoholic Beverage), a vaporized alcoholic beverage produced by (Insert Identity of Device), an alcohol vaporizing device, said alcohol product not having been lawfully prescribed by a health care practitioner who is licensed under Title 43 of the Official Code of Georgia |
| 02 O.C.G.A. § 3-3-33 (b) (1) – (Offering for Sale or Use, a Vaporized Form of an Alcoholic Beverage) Effective: 03/25/2009, Updated: 10/21/2009  did unlawfully [(offer for sale) (offer for use)] (Insert Identity of Vaporized Alcoholic Beverage), a vaporized alcoholic beverage produced by (Insert Identity of Device), an alcohol vaporizing device, said alcohol product not having been lawfully prescribed by a health care practitioner who is licensed under Title 43 of the Official Code of Georgia |
| 03 O.C.G.A. § 3-3-33 (b) (1) – (Offering for Sale or Use, a Vaporized Form of an Alcoholic Beverage to a person under 21 Years of Age) Effective: 03/25/2009, Updated: 10/21/2009  did unlawfully [(offer for sale) (offer for use)] (Insert Identity of Vaporized Alcoholic Beverage), a vaporized alcoholic beverage produced by (Insert Identity of Device), an alcohol vaporizing device, to (Insert Name of Person), a person under 21 years of age, said alcohol product not having been lawfully prescribed by a health care practitioner who is licensed under Title 43 of the Official Code of Georgia |
| 04 O.C.G.A. § 3-3-33 (b) (1) – (Offering for Sale or Use, a Vaporized Form of an Alcoholic Beverage to a person under 21 Years of Age) (Second or Subsequent Offense) Effective: 03/25/2009, Updated: 10/21/2009  did unlawfully [(offer for sale) (offer for use)] (Insert Identity of Vaporized Alcoholic Beverage), a vaporized alcoholic beverage produced by (Insert Identity of Device), an alcohol vaporizing device, to (Insert Name of Person), a person under 21 years of age, said alcohol product not having been lawfully prescribed by a health care practitioner who is licensed under Title 43 of the Official Code of Georgia, and said accused, prior to committing the above-charged offense had been convicted of the following offense of violating Paragraph (1) of Subsection (b) of Code Section 3-3-33 of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| 05 O.C.G.A. § 3-3-33 (b) (2) – (Owning or Possessing an Alcohol Vaporizing Device) Effective: 03/25/2009, Updated: 10/21/2009  did unlawfully [(own) (possess)] (Insert Identity of Device), an alcohol vaporizing device, said device not having been lawfully prescribed by a health care practitioner who is licensed under Title 43 of the Official Code of Georgia |
| 06 O.C.G.A. § 3-3-33 (c) – (Keeping or Allowing an Alcohol Vaporizing Device to be Kept on Premises) Effective: 03/25/2009, Updated: 10/21/2009  being the operator of (Insert Name of Licensed Premises) located at (Insert Address of Licensed Premises), did unlawfully [(keep) (allow)] a vaporized form of alcoholic beverage produced by (Insert Identity of Device), an alcohol vaporizing device, on said premises |
|  | |
| 3-3-5 | **Sale of a Noncompliant Alcoholic Beverage** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 01/30/2009, Updated: 01/30/2009  § 3-3-9. Penalty for violations of prohibitions in chapter (a) It is unlawful for any person knowingly and intentionally to violate any prohibition contained in this chapter. (b) Except as otherwise provided in this chapter, any person who violates any prohibition contained in this chapter shall be guilty of a misdemeanor. |
| Sale of a Noncompliant Alcoholic Beverage O.C.G.A. § 3-3-5 Effective: 07/19/2007, Updated: 01/30/2009  being a licensee under Title 3 of the Official Code of Georgia, did unlawfully sell (Describe Alcoholic Beverage Sold), an alcoholic beverage that did not fully meet the [(federal requirements) (State of Georgia standards as adopted by the State Revenue Commissioner)] as to [(quality) (purity)] as represented by the label by (Insert Manner in Which Requirements or Standards Not Met) |
|  | |
| 3-3-6 | **Failure to Maintain Alcohol Records** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Maintain Alcohol Records O.C.G.A. § 3-3-6 Effective: 07/19/2007, Updated: 02/04/2009  being a [(manufacturer) (importer) (wholesale dealer) (retail dealer) (retail consumption dealer)] of alcoholic beverages, did unlawfully fail to keep and preserve records of all alcoholic beverages [(manufactured) (purchased) (sold)] by [(him) (her)] as prescribed by the Georgia Revenue Commissioner |
|  | |
| 3-3-21 | **Sale of Alcoholic Beverages Near Prohibited Areas** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 01/05/2009, Updated: 01/05/2009  § 3-3-9. Penalty for violations of prohibitions in chapter (a) It is unlawful for any person knowingly and intentionally to violate any prohibition contained in this chapter. (b) Except as otherwise provided in this chapter, any person who violates any prohibition contained in this chapter shall be guilty of a misdemeanor. |
| Sale of Alcoholic Beverages Near Prohibited Areas 01 O.C.G.A. § 3-3-21 (a) (1) (A) – (Sale of Distilled Spirits within 100 yards of Church) Effective: 07/19/2007, Updated: 01/05/2009  did knowingly and intentionally [(sell) (offer to sell)] (Insert Identity of Distilled Spirit), a distilled spirit, within 100 yards of (Insert Name of Church), a church building |
| Sale of Alcoholic Beverages Near Prohibited Areas 02 O.C.G.A. § 3-3-21 (a) (1) (A) – (Sale of Distilled Spirits within 100 yards of School Facility) Effective: 07/19/2007, Updated: 01/05/2009  did knowingly and intentionally [(sell) (offer to sell)] (Insert Identity of Distilled Spirit), a distilled spirit, within 200 yards of (Insert Name of School Facility), a [(school building) (educational building) (school grounds) (college campus)] |
| Sale of Alcoholic Beverages Near Prohibited Areas 03 O.C.G.A. § 3-3-21 (a) (1) (B) – (Sale of Wine or Malt Beverages within 100 yards of School Facility) Effective: 07/19/2007, Updated: 01/05/2009  did knowingly and intentionally [(sell) (offer to sell)] (Insert Identity of Wine or Malt Beverage), a [(wine) (malt beverage)], within 100 yards of (Insert Name of School Facility), a [(school building) (school ground) (college campus)] |
| Sale of Alcoholic Beverages Near Prohibited Areas 04 O.C.G.A. § 3-3-21 (a) (1) (C) – (Sale of Distilled Spirits, Wine or Malt Beverages within 100 yards of Alcohol Treatment Facility) Effective: 01/05/2009, Updated: 01/05/2009  did knowingly and intentionally [(sell) (offer to sell)] (Insert Identity of Distilled Spirit, Wine or Malt Beverage), a [(Distilled Spirit) (wine) (malt beverage)], within 100 yards of (Insert Name of Alcohol Treatment Facility), an alcohol treatment center owned and operated by [(the State of Georgia) (the city of <Insert Name of Municipal Government>, a municipal government located within the State of Georgia)] |
| Sale of Alcoholic Beverages Near Prohibited Areas 05 O.C.G.A. § 3-3-21 (e) (2) – (Sale of Alcoholic Beverages for Consumption within 100 yards of Housing Authority Property) Effective: 01/05/2009, Updated: 01/05/2009  did knowingly and intentionally [(sell) (offer to sell)] (Insert Identity of Alcoholic Beverage), an alcoholic beverage, within 100 yards of (Insert Name of Housing Authority Property), housing authority property, for consumption on the premises of said property |
|  | |
| 3-3-21.1 | **Possession of Alcohol on School Grounds** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS Effective: 12/26/2008, Updated: 12/26/2008  § 3-3-9. Penalty for violations of prohibitions in chapter (a) It is unlawful for any person knowingly and intentionally to violate any prohibition contained in this chapter. (b) Except as otherwise provided in this chapter, any person who violates any prohibition contained in this chapter shall be guilty of a misdemeanor. |
| Possession of Alcohol on School Grounds O.C.G.A. § 3-3-21.1 Effective: 07/19/2007, Updated: 12/26/2008  did unlawfully possess (Insert Name of Alcoholic Beverage Possessed), an alcoholic beverage, [(upon the grounds) (within the structure)] of (Insert the Name of School), a public [(elementary) (high) (trade) (vocational) (industrial)] school |
|  | |
| 3-3-22 | **Sale of Alcohol to Intoxicated Persons** (Misdemeanor) Effective: 01/01/1990 |
| Sale of Alcohol to Intoxicated Persons O.C.G.A. § 3-3-22 Effective: 07/19/2007, Updated: 02/04/2009  did unlawfully [(sell) (barter) (exchange) (give) (provide) (furnish)] (Insert Name/Description of Alcoholic Beverage), an alcoholic beverage, to (Insert Name of Person), when said person was in a state of noticeable intoxication |
|  | |
| 3-3-23 | **Underage Possession of Alcohol** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 3-3-23 (a) (2) - (Possession of Alcoholic Beverage by Person under 21) Effective: 07/19/2007, Updated: 10/22/2008  being under 21 years of age, did unlawfully possess (Insert Description of Alcoholic Beverage), an alcoholic beverage |
| 02 O.C.G.A. § 3-3-23 (a) (2) - (Purchase of an Alcoholic Beverage by Person under 21) Effective: 07/19/2007, Updated: 10/22/2008  being under 21 years of age, did unlawfully purchase (Insert Description of Alcoholic Beverage), an alcoholic beverage, from (Insert Name of Person/Entity from whom purchase was made) |
| 03 O.C.G.A. § 3-3-23 (a) (2) - (Attempt by Person under 21 to Purchase an Alcoholic Beverage) Effective: 07/19/2007, Updated: 10/22/2008  being under 21 years of age, did unlawfully attempt to purchase (Insert Description of Alcoholic Beverage), an alcoholic beverage, from (Insert Name of Person/Entity from whom purchase was attempted) |
| 04 O.C.G.A. § 3-3-23 (a) (3) - (Misrepresentation of age to Obtain an Alcoholic Beverage)l Effective: 07/19/2007, Updated: 10/22/2008  being under 21 years of age, did unlawfully misrepresent [(his) (her)] age to (Insert Person to Whom Misrepresented) by (Insert Description of Manner in which Age was Misrepresented) for the purpose of illegally obtaining (Insert Description of Alcoholic Beverage), an alcoholic beverage |
| 05 O.C.G.A. § 3-3-23 (a) (5) - (Misrepresentation of Identity to Obtain an Alcoholic Beverage) Effective: 07/19/2007, Updated: 10/22/2008  being under 21 years of age, did unlawfully misrepresent [(his) (her)] identity to (Insert Name of Person to whom Misrepresentations were made) by (Insert Description of Manner in which Identity was Misrepresented)for the purpose of [(purchasing) (obtaining)] (Insert Description of Alcoholic Beverage), an alcoholic beverage |
| 06 O.C.G.A. § 3-3-23 (a) (5) - (Use of False Identity to Obtain an Alcoholic Beverage) Effective: 10/22/2008, Updated: 10/22/2008  use (Insert Description of False Identification), a false identification, [\*If you desire to attach a copy, Include the following language: a copy of which is attached hereto, marked exhibit (Insert Exhibit Number/Letter), and by reference hereto, is incorporated into and made a part hereof], for the purpose of (purchasing) (obtaining) an alcoholic beverage |
| NOTE; PENALTY PROVISIONS Effective: 10/22/2008, Updated: 10/22/2008  See, O.C.G.A. § 3-3-23.1. Procedure and penalties upon violation of Code Section 3-3-23 |
|  | |
| 3-3-24 | **Underage Handling of Alcoholic Beverages** (Misdemeanor) Effective: 01/01/1990 |
| Underage Handling of Alcoholic Beverages O.C.G.A. § 3-3-24 (a) Effective: 07/19/2007, Updated: 02/04/2009  did unlawfully [(allow) (require)] (Insert Name of Minor), a person in [(his) (her)] employ who was under 18 years of age, to [(dispense) (serve) (sell) (take orders for)] (Insert Description of Alcoholic Beverage), an alcoholic beverage |
|  | |
| 3-3-24.2 | **Failure to Post Notice about Alcohol Sales to Underage Persons** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Post Notice about Alcohol Sales to Underage Persons O.C.G.A. § 3-3-24.2 Effective: 07/19/2007, Updated: 02/04/2009  being a retail business establishment which is licensed to sell alcoholic beverages, did unlawfully fail to post in a conspicuous place a notice containing the provisions of the laws of the State of Georgia which deal with the unlawful sale of alcoholic beverages to underage age persons and the penalties for violating such laws |
|  | |
| 3-3-25 | **Sale of Alcohol to Inmate** (Misdemeanor) Effective: 01/01/1990 |
| Sale of Alcohol to Inmate 01 O.C.G.A. § 3-3-25 (a) (1) (A) – (Inmate of Jail, Penal Institution, Correctional Facility) Effective: 02/04/2009, Updated: 02/04/2009  did knowingly and intentionally [(offer for sale) (sell) (barter) (exchange) (give) (provide) (furnish)] (Insert Name of Alcoholic Beverage), an alcoholic beverage, to (Insert Name of Person to Whom Furnished), a person confined in (Insert Name of Facility), a [(jail) (penal institution) (correctional facility) (Insert Description of Other Applicable Place of Lawful Confinement)] |
| Sale of Alcohol to Inmate 02 O.C.G.A. § 3-3-25 (a) (1) (B) – (Patient or Inmate of Central State Hospital) Effective: 02/04/2009, Updated: 02/04/2009  did knowingly and intentionally [(offer for sale) (sell) (barter) (exchange) (give) (provide) (furnish)] (Insert Name of Alcoholic Beverage), an alcoholic beverage, to (Insert Name of Person to Whom Furnished), a [(patient) (lawful inmate)] of the Central State Hospital |
| Sale of Alcohol to Inmate 03 O.C.G.A. § 3-3-25 (a) (2) – (Offer for Sale Within 200 Yards of a Building of the Central State Hospital) Effective: 02/04/2009, Updated: 02/04/2009  did knowingly and intentionally offer for sale (Insert Name of Alcoholic Beverage), an alcoholic beverage, within 200 yards of (Insert Name of Building), a building of the Central State Hospital which was in existence as of July 1, 1977 |
| Sale of Alcohol to Inmate 04 O.C.G.A. § 3-3-25 (a) (3) – (Introduce or Possess Alcohol on the Grounds of the Central State Hospital) Effective: 02/04/2009, Updated: 02/04/2009  did knowingly and intentionally [(introduce) (possess) (Insert Name of Alcoholic Beverage), an alcoholic beverage, upon the grounds of the Central State Hospital |
| Sale of Alcohol to Inmate 05 O.C.G.A. § 3-3-25 (a) (3) – (Introduce or Possess Alcohol on the Buildings of the GA War Veterans Home) Effective: 02/04/2009, Updated: 02/04/2009  did knowingly and intentionally [(introduce) (possess) (Insert Name of Alcoholic Beverage), an alcoholic beverage, in (Insert Name of Building), a building of the Georgia War Veterans Home |
| Sale of Alcohol to Inmate 06 O.C.G.A. § 3-3-25 (c) – (Allow another Person to Violate this Code Section) Effective: 02/04/2009, Updated: 02/04/2009  did knowingly allow (Insert Name of Person Allowed) to violate the provisions of Code Section 3-3-25 of the Official Code of Georgia in that he did allow said person to (Insert Specific acts constituting a Violation) |
|  | |
| 3-3-26 | **Unlawful Breaking of Package Containing Alcoholic Beverage** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 01/05/2009, Updated: 01/05/2009  PENALTY PROVISIONS: § 3-1-4. Penalty for violations of provisions of title (a) It is unlawful for any person knowingly and intentionally to violate any criminal prohibition contained in this title. (b) Except as otherwise provided in this title, any person who violates any criminal prohibition contained in this title shall be guilty of a misdemeanor. |
| Unlawful Breaking of Package Containing Alcoholic Beverage O.C.G.A. § 3-3-26 Effective: 07/19/2007, Updated: 01/05/2009  being a retail dealer of alcoholic beverages at (Insert Name of Business), located at (Insert Address of Business), did [(knowingly) (intentionally)] [(allow) (permit) the breaking of (Insert Name of Product), a package containing alcoholic beverage, by (Insert Name of Person allowed), while on the premises of the accused, where said package was sold |
|  | |
| 3-3-26 | **Unlawful Consumption of Alcoholic Beverage on Premises** (Misdemeanor) Effective: 01/05/2009 |
| PENALTY PROVISIONS: Effective: 01/05/2009, Updated: 01/05/2009  § 3-1-4. Penalty for violations of provisions of title (a) It is unlawful for any person knowingly and intentionally to violate any criminal prohibition contained in this title. (b) Except as otherwise provided in this title, any person who violates any criminal prohibition contained in this title shall be guilty of a misdemeanor. |
| Unlawful Consumption of Alcoholic Beverage on Premises O.C.G.A. § 3-3-26 Effective: 01/05/2009, Updated: 01/05/2009  being a retail dealer of alcoholic beverages at (Insert Name of Business), located at (Insert Address of Business), did [(knowingly) (intentionally)] [(allow) (permit) the drinking of the contents of (Insert Name of Product), a package containing alcoholic beverage, by (Insert Name of Person allowed), while on the premises of the accused, where said package was sold |
|  | |
| 3-3-27 | **Violation of Alcoholic Beverage Statute** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 3-3-27 (a) (4) – (Failure to File Required Report) Effective: 07/19/2007, Updated: 12/26/2008  did knowingly and intentionally fail to file (Insert Description of Report), a report required to be filed by the provision of Code Section (Insert O.C.G.A. Code Section Applicable) of Title 3 of the Official Code of Georgia |
| 02 O.C.G.A. § 3-3-27 (a) (5) – (Filing of False or Fraudulent Report) Effective: 07/19/2007, Updated: 12/26/2008  did knowingly and intentionally file (Insert Description of Report), a report required to be filed by the provision of Code Section (Insert O.C.G.A. Code Section Applicable) of Title 3 of the Official Code of Georgia, which report was [(intentionally false) (fraudulent) (intentionally false and fraudulent) in that (Insert Description of How the Report was Intentionally False or Fraudulent or Both) |
| 03 O.C.G.A. § 3-3-27 (a) (6) – (Failure to Pay Imposed Tax or License Fee) Effective: 07/19/2007, Updated: 12/26/2008  being required to do so, did knowingly and intentionally fail to pay a [(tax) (license fee)] as [(imposed) (authorized)] by the provision of Code Section (Insert O.C.G.A. Code Section Applicable) of Title 3 of the Official Code of Georgia |
| 04 O.C.G.A. § 3-3-27 (a) (7) – (Failure to Have a sufficient Bond) Effective: 07/19/2007, Updated: 12/26/2008  did knowingly and intentionally fail to file with the Commissioner of the Georgia Department of Revenue, a sufficient bond as required by Code Section (Insert O.C.G.A. Code Section) of Title 3 of the Official Code of Georgia, in that (Insert Description of How Bond was Insufficient) |
| 05 O.C.G.A. § 3-3-27 (a) (8) – (Evade or Violate Provisions of Title 3) Effective: 07/19/2007, Updated: 10/21/2009  did knowingly and intentionally [(evade) (violate)] the provisions of Code Section (Insert O.C.G.A. Code Section Evaded or Violated) of Title 3 of the Official Code of Georgia, in that said accused did (Insert Description of manner in which Offense was Committed) |
| 06 O.C.G.A. § 3-3-27 (a) (8) – (Conspire to Evade or Violate Provisions of Title 3) Effective: 12/26/2008, Updated: 10/21/2009  did knowingly and intentionally conspire to [(evade) (violate)] the provisions of Code Section (Insert O.C.G.A. Code Section Conspired to Evade or Violate) of Title 3 of the Official Code of Georgia, in that said accused did (Insert Description of manner in which Offense was Committed) |
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| 3-3-27(a)(2) | **Manufacture of Malt Beverages** (Misdemeanor) Effective: 12/26/2008 |
| Manufacture of Malt Beverages O.C.G.A. § 3-3-27 (a) (2) Effective: 12/26/2008, Updated: 12/26/2008  did knowingly and intentionally [(distill) (manufacture) (make) (brew) (ferment)] (Insert Name of Beverage Manufactured), a malt beverage, in violation of Title 3 of the Official Code of Georgia |
|  | |
| 3-3-27(a)(3) | **Unlawful Handling of Alcoholic Beverages** (Misdemeanor) Effective: 12/26/2008 |
| Unlawful Handling of Alcoholic Beverages O.C.G.A. § 3-3-27 (a) (3) Effective: 12/26/2008, Updated: 12/26/2008  did knowingly and intentionally [(transport) (ship) (receive) (sell) (offer to sell) (distribute) (Use)] (Insert Name of Alcoholic Beverage or Alcohol), [(an alcoholic beverage) (alcohol)], in violation of Title 3 of the Official Code of Georgia |
|  | |
| 3-3-29 | **Possession of Non-Tax Paid Distilled Spirits** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS:  Effective: 12/17/2008, Updated: 12/17/2008  See, O.C.G.A. § 3-1-4. Penalties for violations of Title 3 of Official Code of Georgia not Otherwise Provided For. |
| Possession of Non-Tax Paid Distilled Spirits O.C.C.A. § 3-3-29 – (Possession of Distilled Spirits without Payment of Taxes) Effective: 07/19/2007, Updated: 12/17/2008  did knowingly and intentionally possess (Insert Description of Item/Items Possessed), distilled spirits, upon which the taxes imposed by Title 3 of the Official Code of Georgia had not been Paid |
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| 3-3-29 | **Purchase of Non-Tax Paid Distilled Spirits** (Misdemeanor) Effective: 12/17/2008 |
| PENALTY PROVISIONS:  Effective: 12/17/2008, Updated: 12/17/2008  See, O.C.G.A. § 3-1-4. Penalties for violations of Title 3 of Official Code of Georgia not Otherwise Provided For. |
| Purchase of Non-Tax Paid Distilled Spirits O.C.C.A. § 3-3-29 – (Purchase of Distilled Spirits without Payment of Taxes) Effective: 12/17/2008, Updated: 12/17/2008  did knowingly and intentionally Purchase (Insert Description of Item/Items Possessed), distilled spirits, upon which the taxes imposed by Title 3 of the Official Code of Georgia had not been Paid |
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| 3-3-29 | **Sale of Non-Tax Paid Distilled Spirits** (Misdemeanor) Effective: 12/17/2008 |
| PENALTY PROVISIONS:  Effective: 12/17/2008, Updated: 12/17/2008  See, O.C.G.A. § 3-1-4. Penalties for violations of Title 3 of Official Code of Georgia not Otherwise Provided For. |
| Sale of Non-Tax Paid Distilled Spirits O.C.C.A. § 3-3-29 – (Sale of Distilled Spirits without Payment of Taxes) Effective: 12/17/2008, Updated: 12/17/2008  did knowingly and intentionally sell (Insert Description of Item/Items Possessed), distilled spirits, upon which the taxes imposed by Title 3 of the Official Code of Georgia had not been Paid |
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| 3-3-41 | **Performance of Sexual Acts on Licensed Premises** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 01/30/2009, Updated: 01/30/2009  § 3-3-9. Penalty for violations of prohibitions in chapter (a) It is unlawful for any person knowingly and intentionally to violate any prohibition contained in this chapter. (b) Except as otherwise provided in this chapter, any person who violates any prohibition contained in this chapter shall be guilty of a misdemeanor. |
| Prohibited Acts on Premises Where Alcohol is Sold 01 O.C.G.A. § 3-3-41 (a) (1) – (Actual or Simulated Sexual Acts) Effective: 07/19/2007, Updated: 01/30/2009  did unlawfully perform on (Insert Name of Premises), a licensed premises in which alcoholic beverages are [(sold) (dispensed)] for consumption on the premises, an act which [(constituted) (simulated)] [(sexual intercourse) (masturbation) (sodomy) (bestiality) (oral copulation) (flagellation) (Insert Any Other Applicable Sexual Act)] |
| Prohibited Acts on Premises Where Alcohol is Sold 02 O.C.G.A. § 3-3-41(a) (2) – (Touching, Caressing or Fondling of the Breast, Buttocks, Anus or Genitals) Effective: 01/30/2009, Updated: 01/30/2009  did unlawfully perform on (Insert Name of Premises), a licensed premises in which alcoholic beverages are [(sold) (dispensed)] for consumption on the premises, an act which [(constituted) (simulated)] the [(touching) (caressing) (fondling)] of the [(breast) (buttocks) (anus) (genitals)] of [(said accused) (Insert Name of Other Applicable Person)] |
| Prohibited Acts on Premises Where Alcohol is Sold 03 O.C.G.A. § 3-3-41(a) (3) – (Displaying Breasts, Pubic Hair, Anus, Buttocks, Vulva or Genitals) Effective: 01/30/2009, Updated: 01/30/2009  did unlawfully perform on (Insert Name of Premises), a licensed premises in which alcoholic beverages are [(sold) (dispensed)] for Prohibited Acts on Premises Selling Alcohol 03 O.C.G.A. § 3-3-41(a) (3) – (Displaying Breasts, Pubic Hair, Anus, Buttocks, Vulva or Genitals)consumption on the premises, an act which displayed [(a portion of the female breast below the top of the areola of) (a portion of the pubic hair of) (a portion of the anus of) (a portion of the cleft of the buttocks of) ( a portion of the vulva of) (a portion of the genitals of)] (Insert Name of Person) |
| Prohibited Acts on Premises Where Alcohol is Sold 04 O.C.G.A. § 3-3-41(b) – (Use of Artificial Devices to Perform, Simulate or Depict Prohibited Conduct in subsection (a)) Effective: 01/30/2009, Updated: 01/30/2009  perform on (Insert Name of Premises), a licensed premises in which alcoholic beverages are [(sold) (dispensed)] for consumption on the premises, did unlawfully use (Insert Identity of Devices Used), [(artificial devices) (inanimate objects)], to [Perform) (simulate) (depict)] (Insert Description of Conduct Performed, Simulated or Depicted), [(prohibited conduct) (prohibited activity) described in subsection (a) of Code Section 3-3-41 of the Official Code of Georgia |
| Prohibited Acts on Premises Where Alcohol is Sold 05 O.C.G.A. § 3-3-41(c) – (Display or Exhibit a Film, Still Picture, Other Visual Reproduction of any act Described in subsection (a) or (b)) Effective: 01/30/2009, Updated: 01/30/2009  perform on (Insert Name of Premises), a licensed premises in which alcoholic beverages are [(sold) (dispensed)] for consumption on the premises, did unlawfully [(show) (display) (exhibit)] (Insert Description of What was Shown, Displayed, Exhibited), [(a film) (a still picture) (an electronic reproduction) (Describe Other Visual Reproduction) (Describe Other Visual Image)] of [(an act) (conduct)] described in [(subsection (a) of Code Section 3-3-41 of the Official Code of Georgia) (subsection (b) of Code Section 3-3-41 of the Official Code of Georgia)] |
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| 3-3-42 | **Employee Solicitation of Patrons for Drinks** (Misdemeanor) Effective: 01/01/1990 |
| Employee Solicitation of Patrons for Drinks O.C.G.A. § 3-3-42 Effective: 07/19/2007, Updated: 01/30/2009  being employed as a (Insert Description of Job Position) at (Identify Premises of Employment), a licensed premises in which alcoholic beverages are [(sold) (dispensed)] for consumption on the premises, did unlawfully [(solicit) (encourage)] patrons to purchase drinks [(to be consumed by said patron)] [(to be disposed of by said employee by <Describe Manner of Disposal>)] |
| PENALTY PROVISIONS: Effective: 01/30/2009, Updated: 01/30/2009  § 3-3-9. Penalty for violations of prohibitions in chapter (a) It is unlawful for any person knowingly and intentionally to violate any prohibition contained in this chapter. (b) Except as otherwise provided in this chapter, any person who violates any prohibition contained in this chapter shall be guilty of a misdemeanor. |
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| 3-3-43 | **Unlawfully Permitting the Viewing of Sexual Acts** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 01/30/2009, Updated: 01/30/2009  § 3-3-9. Penalty for violations of prohibitions in chapter (a) It is unlawful for any person knowingly and intentionally to violate any prohibition contained in this chapter. (b) Except as otherwise provided in this chapter, any person who violates any prohibition contained in this chapter shall be guilty of a misdemeanor. |
| Unlawfully Permitting the Viewing of Sexual Acts O.C.G.A. § 3-3-43 Effective: 07/19/2007, Updated: 01/30/2009  being the operator of (Insert Name of Premises), a licensed premises in which alcoholic beverages are [(sold) (dispensed)] for consumption on the premises, did unlawfully permit (Insert Name of Person), a person in said premises, to view from the premises, by [(glass partition) (Identify Other Artifice)] (Describe Acts viewed), [(an act) (acts) (conduct)] described in Code Section 3-3-41 of the Official Code of Georgia, and performed on premises other than the said premises |
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| 3-3-44 | **Permitting Alcohol on Premises to View Sexual Acts** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 07/19/2007, Updated: 01/30/2009  § 3-3-9. Penalty for violations of prohibitions in chapter (a) It is unlawful for any person knowingly and intentionally to violate any prohibition contained in this chapter. (b) Except as otherwise provided in this chapter, any person who violates any prohibition contained in this chapter shall be guilty of a misdemeanor. |
| Permitting Alcohol on Premises to View Sexual Acts O.C.G.A. § 3-3-44 Effective: 07/19/2007, Updated: 01/30/2009  being the operator of (Insert Name of Premises), a licensed premises in which alcoholic beverages are sold or dispensed for consumption on the premises, did unlawfully permit (Insert Name of Person), a person in the said premises, to remove an alcoholic beverage [(sold) (dispensed)] on the said premises to (Insert the Name of The Other Premises), [(an adjacent) (other)] premises, for the purpose of viewing (Describe Acts viewed), activity prohibited on said licensed premises by Article 3 of Chapter 4 of Title 3 of the Official Code of Georgia, and which were being performed on the state [(adjacent) (other)] premises |
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| 3-3-45 | **Assisting in the Violation of O.C.G.A. 3-3-45** (Misdemeanor) Effective: 01/01/1990 |
| Assisting in the Violation of O.C.G.A. § 3-3-45 Effective: 07/19/2007, Updated: 01/28/2009  being the operator of (Insert Name of Premises), premises in which alcoholic beverages are sold or dispensed for consumption on the premises, did unlawfully [(employ) (encourage) (permit) (assist)] (Insert Identity of Person) to engage in (Insert Identity of Conduct or Activity) in violation of Article 3 of Title 3 of the Official Code of Georgia |
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| 3-4-26 | **Display of Prices of Distilled Spirits** (Misdemeanor) Effective: 07/19/2007 |
| Display of Prices of Distilled Spirits O.C.G.A. § 3-4-26 Effective: 07/19/2007, Updated: 02/17/2009  being a person holding a retail dealer's license to deal in distilled spirits by the package, did unlawfully display [(an advertisement) (information regarding)] the [(price) (prices)] of (Insert Identity of Spirits), distilled spirits, in (Insert Description of Location of display), a [(show window) (identify other display mechanism)] visible from outside of (Insert Name of Business) located at (Insert Address of Location), the place of business of said accused |
| PENALTY PROVISIONS: Effective: 07/19/2007, Updated: 02/17/2009  § 3-1-4. Penalty for violations of provisions of title b) Except as otherwise provided in this title, any person who violates any criminal prohibition contained in this title shall be guilty of a misdemeanor. |
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| 3-4-26 | **Sale of Distilled Spirits Below Cost** (Misdemeanor) Effective: 02/17/2009 |
| PENALTY PROVISIONS: Effective: 02/17/2009, Updated: 02/17/2009  § 3-1-4. Penalty for violations of provisions of title b) Except as otherwise provided in this title, any person who violates any criminal prohibition contained in this title shall be guilty of a misdemeanor. |
| Sale of Distilled Spirits Below Cost O.C.G.A. § 3-4-26 Effective: 02/17/2009, Updated: 11/11/2009  being a person licensed to sell distilled spirits by the package for carry-out purposes, did unlawfully sell (Insert Identity of Beverages), distilled spirits, at a price less than the cost which [(he) (she)] paid for said distilled spirits |
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| 3-10-2 | **Unlawful Distribution of Distilled Spirits** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 01/05/2009, Updated: 01/05/2009  § 3-1-4. Penalty for violations of provisions of title (a) It is unlawful for any person knowingly and intentionally to violate any criminal prohibition contained in this title. (b) Except as otherwise provided in this title, any person who violates any criminal prohibition contained in this title shall be guilty of a misdemeanor. |
| Unlawful Distribution of Distilled Spirits 01 O.C.G.A. § 3-10-2 – (Sale, Offer for Sale, Keep for Sale, etc) Effective: 07/19/2007, Updated: 01/05/2009  did [(knowingly) (intentionally) [(sell) (offer for sale) (keep for sale) (barter) (exchange)] (Insert Identity of Distilled Spirit), a distilled spirit, in violation of Title 3 of the Official Code of Georgia, in that [(he) (she)] did (Describe Manner of Offense) |
| Unlawful Distribution of Distilled Spirits 02 O.C.G.A. § 3-10-2 – (Furnish at Public Place) Effective: 01/05/2009, Updated: 01/05/2009  did [(knowingly) (intentionally) furnish (Insert Identity of Distilled Spirit), a distilled spirit, to (Insert Name to whom Furnished) at (Insert Public Location), a public place, in violation of Title 3 of the Official Code of Georgia, in that [(he) (she)] did (Describe Manner of Offense) |
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| 3-10-2 | **Unlawful Possession of Distilled Spirits** (Misdemeanor) Effective: 01/05/2009 |
| PENALTY PROVISIONS: Effective: 01/05/2009, Updated: 01/05/2009  § 3-1-4. Penalty for violations of provisions of title (a) It is unlawful for any person knowingly and intentionally to violate any criminal prohibition contained in this title. (b) Except as otherwise provided in this title, any person who violates any criminal prohibition contained in this title shall be guilty of a misdemeanor. |
| Unlawful Possession of Distilled Spirits 01 O.C.G.A. § 3-10-2 – (Possession at a Place of Business) Effective: 01/05/2009, Updated: 01/05/2009  did [(knowingly) (intentionally) keep on hand (Insert Identity of Distilled Spirit), a distilled spirit, at (Insert Name of Place of Business), a place of business located at (Insert Address of Place of Business), in violation of Title 3 of the Official Code of Georgia, in that [(he) (she)] did (Describe Manner of Offense) |
| Unlawful Possession of Distilled Spirits 02 O.C.G.A. § 3-10-2 – (Possession of Distilled Spirits) Effective: 01/05/2009, Updated: 01/05/2009  did [(knowingly) (intentionally) Possess (Insert Identity of Distilled Spirit), a distilled spirit, in violation of Title 3 of the Official Code of Georgia, in that [(he) (she)] did (Describe Manner of Offense) |
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| 3-10-5 | **Unlawful Disposition of Distilled Spirits on Premises** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 02/04/2009, Updated: 02/04/2009  § 3-10-15. Penalty for violations of provisions of chapter (a) It is unlawful for any person knowingly and intentionally to violate any prohibition contained in this chapter relating to provisions applicable only in dry political subdivisions. (b) Any person who violates any prohibition contained in this chapter shall be guilty of a misdemeanor. |
| Unlawful Disposition of Distilled Spirits on Premises O.C.G.A. § 3-10-5 Effective: 07/19/2007, Updated: 02/04/2009  being the [(owner of) (having control of)] premises located at (Identify Location), did unlawfully permit (Insert Name of Person Permitted) to use said premises for the unlawful [(sale) (manufacture) (disposition)] of distilled spirits |
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| 3-10-7 | **Unlawful Transportation of Distilled Spirits** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 02/04/2009, Updated: 02/04/2009  § 3-10-15. Penalty for violations of provisions of chapter (a) It is unlawful for any person knowingly and intentionally to violate any prohibition contained in this chapter relating to provisions applicable only in dry political subdivisions. (b) Any person who violates any prohibition contained in this chapter shall be guilty of a misdemeanor. |
| Unlawful Transportation of Distilled Spirits 01 O.C.G.A. § 3-10-7 (a) – (Transportation from Out of State to within the State to be used in violation of Title 3) Effective: 07/19/2007, Updated: 02/04/2009  did knowingly and intentionally [(transport) (ship) (carry)] from (Insert Location of Origin), outside the State of Georgia, to (Insert Ultimate Destination), within the State of Georgia, (Insert Identity of Distilled Spirits), distilled spirits intended by (Insert Name of Person), a person interested in such beverages to be [(received) (possessed) (sold) (used)] in violation of Title 3, Official Code of Georgia |
| Unlawful Transportation of Distilled Spirits 02 O.C.G.A. § 3-10-7 (a) – (Transportation from Place to Place within the State to be used in violation of Title 3) Effective: 07/19/2007, Updated: 02/04/2009  did knowingly and intentionally [(transport) (ship) (carry)] from (Insert Location of Origin), within the State of Georgia, to (Insert Ultimate Destination), within the State of Georgia, (Insert Identity of Distilled Spirits), distilled spirits intended by (Insert Name of Person), a person interested in such beverages to be [(received) (possessed) (sold) (used)] in violation of Title 3, Official Code of Georgia |
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| 4-3-12 | **Permitting Livestock to Stray** (Misdemeanor) Effective: 10/09/2007 |
| Permitting Livestock to Stray 01 O.C.G.A. § 4-3-12 – (Upon Public Road) Effective: 08/14/2008, Updated: 08/14/2008  being the owner of livestock, did [(intentionally) (knowingly)] permit same to [(run at large) (stray)] upon (Insert Name of Road), a public road |
| Permitting Livestock to Stray 02 O.C.G.A. § 4-3-12 – (Upon Property of Another) Effective: 08/14/2008, Updated: 08/14/2008  being the owner of livestock, did [(intentionally) (knowingly)] permit same to [(run at large) (stray)] upon the property of another, to wit: (Insert Name of Property Owner), located at (Insert Address/Location of Property) |
| Permitting Livestock to Stray 03 O.C.G.A. § 4-3-12 – (Releasing Impounded Livestock) Effective: 08/14/2008, Updated: 08/14/2008  did unlawfully release livestock impounded by (Insert Name of Impounder) at (Insert Address/Location) without the authority of said person |
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| 4-5-3 | **Unlawful Disposition of Dead Animal** (Misdemeanor) Effective: 09/29/2009 |
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| 4-8-3 | **Abandonment of dog** (Misdemeanor) Effective: 01/28/2010 |
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| 4-8-6.1 | **Unlawful Removal of Dog Collar** (Misdemeanor) Effective: 03/25/2009 |
| PENALTY PROVISIONS: Effective: 03/25/2009, Updated: 03/25/2009  § 4-8-7. Penalty for violations of article Except as provided in Code Sections 16-12-4 and 16-12-37, any person who violates any provision of this article shall be guilty of a misdemeanor. |
| Unlawful Removal of Dog Collar O.C.G.A. § 4-8-6.1 Effective: 03/25/2009, Updated: 03/25/2009  did unlawfully remove the collar from a (Insert Description of Dog), a dog owned by (Insert Name of Owner), with the intention of [(preventing) (hindering)] said owner from locating said dog |
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| 4-8-25 | **Possession of a Dangerous Dog** (Misdemeanor) Effective: 07/15/2008 |
| 02 O.C.G.A. § 4-8-25 (b) (1) – Failing to Provide Proper Enclosure Effective: 07/15/2008, Updated: 11/20/2008  being the owner of (Insert description of dog), a [((dangerous dog as defined in code section 4-8-2 (1)) ((potentially dangerous dog as defined in code section 4-8-2 (6))], did unlawfully [(have) (possess)] said dog at (Insert Location Address) without having a proper enclosure to confine said dog pursuant to the provisions of code section 4-8-21 (f) |
| 05 O.C.G.A. § 4-8-25 (d) – Failing to Notify Dog Control Officer/ Status of Dog Effective: 07/15/2008, Updated: 11/20/2008  being the owner of (Insert description of dog), a [((dangerous dog as defined in code section 4-8-2 (1)) ((potentially dangerous dog as defined in code section 4-8-2 (6))] which [(is on the loose)(is unconfined) (has attacked a human) (has died) (has been sold) (has been donated)], did fail to notify (Insert Name of Officer), the dog control officer, within 24 hours of the occurrence of said event |
| 06 O.C.G.A. § 4-8-25 (e) – Failing to Notify Dog Control Officer/ Owner Moving from Jurisdiction Effective: 07/15/2008, Updated: 11/20/2008  being the owner of (Insert description of dog), a [((dangerous dog as defined in code section 4-8-2 (1)) ((potentially dangerous dog as defined in code section 4-8-2 (6))], did unlawfully fail to notify (Insert Name of Officer), the dog control officer, the dog control officer that [(he) (she) (it)] was moving from the jurisdiction of said officer |
| 07 O.C.G.A. § 4-8-25 (e) – Failing to Notify Dog Control Officer/ New Resident to State  Effective: 07/15/2008, Updated: 11/20/2008  being the owner of (Insert description of dog), a [((dangerous dog as defined in code section 4-8-2 (1)) ((potentially dangerous dog as defined in code section 4-8-2 (6))] and having become a new resident of the State of Georgia on (Insert date), did unlawfully fail to register said dog pursuant to code section 4-8-25 within 30 days of becoming a resident of this state |
| 08 O.C.G.A. § 4-8-25 (e) – Failing to Notify Dog Control Officer/ Owner Moving to New Jurisdiction Within State  Effective: 07/15/2008, Updated: 11/20/2008  being the owner of (Insert description of dog), a [((dangerous dog as defined in code section 4-8-2 (1)) ((potentially dangerous dog as defined in code section 4-8-2 (6))] and having moved from (Insert County Name) Georgia to (Insert County Name) Georgia on (Insert date), did unlawfully fail to register said dog pursuant to code section 4-8-25 within 10 days of becoming a resident of (Insert County Name) |
| Possession of a Dangerous Dog 01 O.C.G.A. § 4-8-25 (a) – Failing to Register Effective: 07/15/2008, Updated: 11/20/2008  being the owner of (Insert description of dog), a [((dangerous dog as defined in code section 4-8-2 (1)) ((potentially dangerous dog as defined in code section 4-8-2 (6))], did unlawfully [(have) (possess)] said dog at (Insert Location Address) without having obtained a certificate of registration pursuant to the provisions of code section 4-8-25, |
| Possession of a Dangerous Dog 03 O.C.G.A. § 4-8-25 (b) (2) (A) – Failing to Post Warning Signs Effective: 07/15/2008, Updated: 11/20/2008  being the owner of (Insert description of dog), a [((dangerous dog as defined in code section 4-8-2 (1)) ((potentially dangerous dog as defined in code section 4-8-2 (6))], did unlawfully [(have) (possess)] said dog at (Insert Location Address) without having posted warning signs on the premises warning that there is a dangerous dog on the property pursuant to the provisions of code section 4-8-25 (b) (2), |
| Possession of a Dangerous Dog 04 O.C.G.A. § 4-8-25 (c) – Maintaining Insurance  Effective: 07/15/2008, Updated: 07/15/2008  being the owner of (Insert description of dog), a dangerous dog as defined in code section 4-8-2 (1), did unlawfully [(have) (possess)] said dog at (Insert Location Address) without [(obtaining) (maintaining)] [(a policy of insurance in the amount of at least $15,000.00 issued by an insurer authorized to transact business in this state insuring [(him) (her) (it)] against liability for personal injuries inflicted by said dangerous dog) (a surety bond in the amount of at least $15,000.00 issued by a surety company authorized to transact business in this state payable to any person injured by said dangerous dog) ( having posted warning signs on the premises warning that there is a dangerous dog on the property pursuant to the provisions of code section 4-8-25 (c) |
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| 4-8-26 | **Improper Restraint of a Dangerous Dog** (Misdemeanor) Effective: 07/15/2008 |
| 02 O.C.G.A. § 4-8-26 (a) - Dangerous Dog (With Responsible Person)  Effective: 07/15/2008, Updated: 07/15/2008  being the owner of (Insert description of dog), a dangerous dog as defined in code section 4-8-2 (1), did unlawfully permit said dog to be outside a proper enclosure without being under the restraint of a responsible person |
| 03 O.C.G.A. § 4-8-26 (b) – Potentially Dangerous Dog (Chain/Leash) Effective: 07/15/2008, Updated: 07/15/2008  being the owner of (Insert description of dog), a potentially dangerous dog as defined in code section 4-8-2 (6), did unlawfully permit said dog to be outside a proper enclosure without being restrained by a substantial [(chain) (leash)] |
| 04 O.C.G.A. § 4-8-26 (b) – Potentially Dangerous Dog (With Responsible Person) Effective: 07/15/2008, Updated: 07/15/2008  being the owner of (Insert description of dog), a potentially dangerous dog as defined in code section 4-8-2 (6), did unlawfully permit said dog to be outside a proper enclosure without being under the restraint of a responsible person |
| Improper Restraint of a Dangerous Dog 01 O.C.G.A. § 4-8-26 (a) - Dangerous Dog (Chain/Leash)  Effective: 07/15/2008, Updated: 07/15/2008  being the owner of (Insert description of dog), a dangerous dog as defined in code section 4-8-2 (1), did unlawfully permit said dog to be outside a proper enclosure without being restrained by a substantial [(chain) (leash)] |
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| 4-8-28 | **Violation of Dangerous Dog Control Law** (Misdemeanor) Effective: 07/15/2008 |
| 01 O.C.G.A. § 4-8-28 (a) –Dangerous Dog (Subject to Confiscation – Insurance/Bond) Effective: 07/15/2008, Updated: 07/15/2008  being the owner of (Insert description of dog), a dangerous dog as defined in code section 4-8-2 (1), did unlawfully subject said dog to confiscation under subsection (a) of Code Section 4-8-27 by failing to secure the [(liability insurance) (bond) as required by subsection (c) of Code Section 4-8-25 |
| 02 O.C.G.A. § 4-8-28 (a) –Dangerous Dog (Subject to Confiscation – Register) Effective: 07/15/2008, Updated: 07/15/2008  being the owner of (Insert description of dog), a dangerous dog as defined in code section 4-8-2 (1), did unlawfully subject said dog to confiscation under subsection (a) of Code Section 4-8-27 by failing to register said dog as required by Code Section 4-8-25 |
| 03 O.C.G.A. § 4-8-28 (a) –Dangerous Dog (Subject to Confiscation – Failing to Maintain in a Proper Enclosure) Effective: 07/15/2008, Updated: 07/15/2008  being the owner of (Insert description of dog), a dangerous dog as defined in code section 4-8-2 (1), did unlawfully subject said dog to confiscation under subsection (a) of Code Section 4-8-27 by failing to maintain said dog in a proper enclosure as required by Code Section 4-8-25 |
| 04 O.C.G.A. § 4-8-28 (a) –Dangerous Dog (Subject to Confiscation – Outside of Proper Enclosure) Effective: 07/15/2008, Updated: 07/15/2008  being the owner of (Insert description of dog), a dangerous dog as defined in code section 4-8-2 (1), did unlawfully subject said dog to confiscation under subsection (a) of Code Section 4-8-27 by permitting said dog to be outside a proper enclosure in violation of subsection (a) of Code Section 4-8-26 |
| 05 O.C.G.A. § 4-8-28 (b) – Potentially Dangerous Dog (Subject to Confiscation – Register) Effective: 07/15/2008, Updated: 07/15/2008  being the owner of (Insert description of dog), a potentially dangerous dog as defined in code section 4-8-2 (6), did unlawfully subject said dog to confiscation under subsection (b) of Code Section 4-8-27 by failing to register said dog as required by Code Section 4-8-25 |
| 06 O.C.G.A. § 4-8-28 (b) – Potentially Dangerous Dog (Subject to Confiscation – Failing to Maintain in a Proper Enclosure) Effective: 07/15/2008, Updated: 07/15/2008  being the owner of (Insert description of dog), a potentially dangerous dog as defined in code section 4-8-2 (6), did unlawfully subject said dog to confiscation under subsection (b) of Code Section 4-8-27 by failing to maintain said dog in a proper enclosure as required by Code Section 4-8-25 |
| 07 O.C.G.A. § 4-8-28 (b) – Potentially Dangerous Dog (Subject to Confiscation – Outside of Proper Enclosure) Effective: 07/15/2008, Updated: 07/15/2008  being the owner of (Insert description of dog), a potentially dangerous dog as defined in code section 4-8-2 (6), did unlawfully subject said dog to confiscation under subsection (b) of Code Section 4-8-27 by permitting said dog to be outside a proper enclosure in violation of subsection (a) of Code Section 4-8-26 |
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| 4-8-29(d) | **Recidivism for Violation of the Responsible Dog Ownership Law** (Felony) Effective: 07/01/2012 |
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| 4-14-3 | **Failure to Comply with Georgia Sterilization Act** (Misdemeanor) Effective: 08/27/2009 |
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| 7-1-912 | **Currency Transaction Reporting Violation** (Felony) Effective: 04/23/2009 |
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| 7-1-912 | **Currency Transaction Reporting Violation** (Misdemeanor) Effective: 04/23/2009 |
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| 7-1-915 | **Currency Transaction Reporting Violation** (Felony) Effective: 04/23/2009 |
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| 7-1-915 | **Money Laundering** (Felony) Effective: 01/01/1990 |
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| 7-1-1019(1) | **Transacting Mortgage Business Without a License** (Felony) Effective: 10/25/2009 |
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| 10-1-351 | **Unlawful Regulated Metal Transaction** (Misdemeanor) Effective: 01/28/2011 |
| Failure to Keep Required Records. Effective: 01/28/2011, Updated: 01/28/2011  while being engaged, from a fixed location or otherwise, in the business of paying compensation for ferrous or nonferrous metals that have served their original economic purpose, to wit: a secondary metals recycler, did unlawfully, knowingly, and intentionally fail to maintain a legible record of all purchase transactions to which such secondary metals recycler is a party, including the following information: (the name and address of the secondary metals recycler)(the date of the transaction)(the weight, quantity, or volume and a description of the type of regulated metal property purchased in a purchase transaction)(the amount of consideration given in a purchase transaction for the regulated metal property)(a signed statement from the person receiving consideration in the purchase transaction stating that he or she is the rightful owner of the regulated metal property or is entitled to sell the regulated metal property being sold)(a photocopy of a valid personal identification card of the person delivering the regulated metal property to the secondary metals recycler)(the distinctive number from, and type of, the personal identification card of the person delivering the regulated metal property to the secondary metals recycler)(the vehicle license tag number, state of issue, and the type of vehicle, if available, used to deliver the regulated metal property to the secondary metals recycler) |
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| 10-1-359.1 | **Unlawful Purchase of Regulated Metal** (Misdemeanor) Effective: 10/09/2013 |
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| 10-1-393.2(l) | **Unlawful Operation of a Health Spa** (Felony) Effective: 09/29/2009 |
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| 10-1-453 | **Unauthorized Use of Name** (Misdemeanor) Effective: 08/20/2008 |
| Unauthorized Use of Name O.C.G.A. § 10-1-453 Effective: 08/20/2008, Updated: 08/20/2008  knowingly and without authority, did unlawfully use the Name of (Insert Name of Entity Owning Name), [(in) (about)] the sale of (Describe Goods/Items/Services Being Sold) by (Describe Manner in Which Name Was Used) with intent to deceive the public in said sale |
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| 10-1-453 | **Unauthorized Use of Seal** (Misdemeanor) Effective: 01/01/1990 |
| Unauthorized Use of Seal O.C.G.A. § 10-1-453 Effective: 08/20/2008, Updated: 08/20/2008  knowingly and without authority, did unlawfully use the seal of (Insert Name of Entity Owning Seal), [(in) (about)] the sale of (Describe Goods/Items/Services Being Sold) by (Describe Manner in Which Seal Was Used) with intent to deceive the public in said sale |
| 10-1-454(b) | **Copyrighted Design Counterfeiting** (Misdemeanor) Effective: 07/31/2008 |
| Copyrighted Design Counterfeiting 01 § 10-1-454(b) – (Misdemeanor) Effective: 07/31/2008, Updated: 11/20/2008  did knowingly and willfully [(forge) (counterfeit)] (Insert Description of Copyrighted design), a copyrighted design, without the consent of (Insert the Identity of Copyrighted Design Owner), and the [(goods) (services)] [(to which the ((forged) (counterfeit)) copyrighted designs are ((attached) (affixed))) (in connection with which said copyrighted design was used) (to which the accused intended the ((forged) (counterfeit)) copyrighted designs be ((attached) (affixed))) (in connection with which the accused intended the copyrighted design be used)] have, in the aggregate, a retail sale value of (less than $10,000.00) |
| Copyrighted Design Counterfeiting 02 § 10-1-454(b) – (Misdemeanor) (Possession of Tools) Effective: 07/31/2008, Updated: 11/20/2008  did knowingly possess (Insert Description of Tool/Machine/device/Reproduction Instrument/Material) with the intent to reproduce (Insert Description of Copyrighted Design), a copyrighted design of (Insert the Identity of Copyrighted Design Owner), and the [(goods) (services)] [(to which the ((forged) (counterfeit)) copyrighted designs are ((attached) (affixed))) (in connection with which said copyrighted design was used) (to which the accused intended the ((forged) (counterfeit)) copyrighted designs be ((attached) (affixed))) (in connection with which the accused intended the copyrighted design be used)] have, in the aggregate, a retail sale value of (less than $10,000.00) |
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| 10-1-454(b) | **Registered Design Counterfeiting** (Misdemeanor) Effective: 07/31/2008 |
| Registered Design Counterfeiting 01 § 10-1-454(b) – (Misdemeanor) Effective: 07/31/2008, Updated: 11/20/2008  did knowingly and willfully [(forge) (counterfeit)] (Insert Description of Registered Design), a registered design, without the consent of (Insert the Identity of Registered Design Owner), and the [(goods) (services)] [(to which the ((forged) (counterfeit)) registered designs are ((attached) (affixed))) (in connection with which said registered design was used) (to which the accused intended the ((forged) (counterfeit)) registered designs be ((attached) (affixed))) (in connection with which the accused intended the registered design be used)] have, in the aggregate, a retail sale value of (less than $10,000.00) |
| Registered Design Counterfeiting 02 § 10-1-454(b) – (Misdemeanor) (Possession of Tools) Effective: 07/31/2008, Updated: 11/20/2008  did knowingly possess (Insert Description of Tool/Machine/device/Reproduction Instrument/Material) with the intent to reproduce (Insert Description of Registered Design), a registered design of (Insert the Identity of Registered Design Owner), and the [(goods) (services)] [(to which the ((forged) (counterfeit)) registered designs are ((attached) (affixed))) (in connection with which said registered design was used) (to which the accused intended the ((forged) (counterfeit)) registered designs be ((attached) (affixed))) (in connection with which the accused intended the registered design be used)] have, in the aggregate, a retail sale value of (less than $10,000.00) |
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| 10-1-454(b) | **Service Mark Counterfeiting** (Misdemeanor) Effective: 07/31/2008 |
| Service mark Counterfeiting 01 § 10-1-454(b) – (Misdemeanor) Effective: 07/31/2008, Updated: 11/20/2008  did knowingly and willfully [(forge) (counterfeit)] (Insert Description of Service mark), a service mark, without the consent of (Insert the Identity of Service Mark Owner), and the [(goods) (services)] [(to which the ((forged) (counterfeit)) service marks are ((attached) (affixed))) (in connection with which said service mark was used) (to which the accused intended the ((forged) (counterfeit)) service marks be ((attached) (affixed))) (in connection with which the accused intended the service mark be used)] have, in the aggregate, a retail sale value of (less than $10,000.00) |
| Service mark Counterfeiting 02 § 10-1-454(b) – (Misdemeanor) (Possession of Tools) Effective: 07/31/2008, Updated: 11/20/2008  did knowingly possess (Insert Description of Tool/Machine/device/Reproduction Instrument/Material) with the intent to reproduce (Insert Description of Service Mark), a service Mark of (Insert the Identity of Service Mark Owner), and the [(goods) (services)] [(to which the ((forged) (counterfeit)) service marks are ((attached) (affixed))) (in connection with which said service mark was used) (to which the accused intended the ((forged) (counterfeit)) service marks be ((attached) (affixed))) (in connection with which the accused intended the service mark be used)] have, in the aggregate, a retail sale value of (less than $10,000.00) |
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| 10-1-454(b) | **Trademark Counterfeiting** (Misdemeanor) Effective: 03/01/2007 |
| Trademark Counterfeiting 01 § 10-1-454(b) – (Misdemeanor) Effective: 07/31/2008, Updated: 11/20/2008  did knowingly and willfully [(forge) (counterfeit)] (Insert Description of Trademark), a trademark, without the consent of (Insert the Identity of Trademark Owner), and the [(goods) (services)] [(to which the ((forged) (counterfeit)) trademarks are ((attached) (affixed))) (in connection with which said trademark was used) (to which the accused intended the ((forged) (counterfeit)) trademarks be ((attached) (affixed))) (in connection with which the accused intended the trademark be used)] have, in the aggregate, a retail sale value of (less than $10,000.00) |
| Trademark Counterfeiting 02 § 10-1-454(b) – (Misdemeanor)(Possession of Tools) Effective: 07/31/2008, Updated: 11/20/2008  did knowingly possess (Insert Description of Tool/Machine/device/Reproduction Instrument/Material) with the intent to reproduce (Insert Description of Trademark), a trademark of (Insert the Identity of Trademark Owner), and the [(goods) (services)] [(to which the ((forged) (counterfeit)) trademarks are ((attached) (affixed))) (in connection with which said trademark was used) (to which the accused intended the ((forged) (counterfeit)) trademarks be ((attached) (affixed))) (in connection with which the accused intended the trademark be used)] have, in the aggregate, a retail sale value of (less than $10,000.00) |
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| 10-1-454(c) | **Offer for Sale of Counterfeit Goods** (Misdemeanor) Effective: 07/31/2008 |
| Offer for Sale of Counterfeit Goods § 10-1-454(c) – (Misdemeanor) Effective: 07/31/2008, Updated: 11/20/2008  did offer for sale (Insert Description of Item Offered for Sale) which [(he) (she)] [(knew) (should have known)] was bearing a [(forged) (counterfeit)] [(trademark) (copyrighted design) (registered design)] to wit: (Insert Description of (Trademark Owner/Copyrighted Design Owner/Registered Design), and the [(goods) (services)] [(to which the ((forged) (counterfeit)) trademarks are ((attached) (affixed))) (in connection with which said trademark was used)] have, in the aggregate, a retail sale value of less than $10,000.00 |
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| 10-1-454(c) | **Offer for Sale of Services for Counterfeit Goods** (Misdemeanor) Effective: 07/31/2008 |
| Offer for Sale of Services for Counterfeit Goods § 10-1-454(c) – (Misdemeanor) Effective: 07/31/2008, Updated: 11/20/2008  did offer a service for sale, to wit: (Insert Description of Service), to (Insert Identity of Person/entity to Whom Services Offered) in conjunction with a [(forged) (counterfeit)] [(service mark) (copyrighted design) (registered design)] to wit: (Insert Description of (Trademark Owner/Copyrighted Design Owner/Registered Design), knowing said [(service mark) (copyrighted design) (registered design)] to be [(forged) (counterfeit)], and the [(goods) (services)] [(to which the ((forged) (counterfeit)) trademarks are ((attached) (affixed))) (in connection with which said trademark was used)] have, in the aggregate, a retail sale value of less than $10,000.00 |
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| 10-1-454(c) | **Sale of Counterfeit Goods** (Misdemeanor) Effective: 07/31/2008 |
| Sale of Counterfeit Goods § 10-1-454(c) – (Misdemeanor) Effective: 07/31/2008, Updated: 11/20/2008  did sell (Insert Description of Item Sold) which [(he) (she)] [(knew) (should have known)] was bearing a [(forged) (counterfeit)] [(trademark) (copyrighted design) (registered design)], to wit: (Insert Description of (Trademark Owner/Copyrighted Design Owner/Registered Design), and the [(goods) (services)] [(to which the ((forged) (counterfeit)) trademarks are ((attached) (affixed))) (in connection with which said trademark was used)] have, in the aggregate, a retail sale value of less than $10,000.00 |
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| 10-1-454(c) | **Sale of Services for Counterfeit Goods** (Misdemeanor) Effective: 07/31/2008 |
| Sale of Services for Counterfeit Goods § 10-1-454(c) – (Misdemeanor) Effective: 07/31/2008, Updated: 11/20/2008  did sell a service, to wit: (Describe Service), to (Insert Identity of Person/entity to Whom Services Sold) in conjunction with a [(forged) (counterfeit)] [(service mark) (copyrighted design) (registered design)] to wit: (Insert Description of (Trademark Owner/Copyrighted Design Owner/Registered Design), knowing said [(service mark) (copyrighted design) (registered design)] to be [(forged) (counterfeit)], and the [(goods) (services)] [(to which the ((forged) (counterfeit)) trademarks are ((attached) (affixed))) (in connection with which said trademark was used)] have, in the aggregate, a retail sale value of less than $10,000.00 |
|  | |
| 10-1-454(c) | **Unlawful Possession of Counterfeit Goods** (Misdemeanor) Effective: 07/31/2008 |
| Unlawful Possession of Counterfeit Goods § 10-1-454(c) – (Misdemeanor) Effective: 07/31/2008, Updated: 11/20/2008  did unlawfully possess with the intent to [(sell) (resell)] (Insert Description of Item Possessed) which [(he) (she)] [(knew) (should have known)] was bearing a [(forged) (counterfeit)] [(trademark) (copyrighted design) (registered design)] to wit: (Insert Description of (Trademark Owner/Copyrighted Design Owner/Registered Design), and the [(goods) (services)] [(to which the ((forged) (counterfeit)) trademarks are ((attached) (affixed))) (in connection with which said trademark was used)] have, in the aggregate, a retail sale value of less than $10,000.00 |
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| 10-14-20(a) | **Violation of Georgia Cemetery and Funeral Services Act of 2000** (Misdemeanor) Effective: 09/15/2009 |
| Violation of Georgia Cemetery and Funeral Services Act of 2000 O.C.G.A 10-14-20 (b) – (Misdemeanor) Effective: 09/15/2009, Updated: 09/15/2009  did willfully violate Code Section (Insert Specific Code Section Violated) of Chapter 14 of Title 10 of the Official Code of Georgia in that [(he)(she)] did (Insert Description of Violation) |
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| 10-4-32(b) | **Violation of O.C.G.A. 10-4-32** (Misdemeanor) Effective: 09/15/2009 |
| Violation of O.C.G.A. 10-4-32(b) 01 – (Misdemeanor) – Fraudulent Alteration or Representation of Agricultural Sample.  Effective: 09/15/2009, Updated: 09/15/2009  did [(fraudulently alter) (falsely represent)] (Insert Description of Sample), an agricultural product sample drawn under Article 1 of Title 10 of the Official Code of Georgia |
| Violation of O.C.G.A. 10-4-32(b) 02 – (Misdemeanor) – Fraudulent Grade, Classify, Weigh, or Draw an Agricultural Sample.  Effective: 09/15/2009, Updated: 09/15/2009  did fraudulently [(grade) (classify) (weigh) (draw)], with the intent to deceive, (Insert Description of False Sample), a false sample of an agricultural product received under Article 1 of Title 10 of the Official Code of Georgia at (Insert Description and Location of Warehouse), a warehouse |
| Violation of O.C.G.A. 10-4-32(b) 03 – (Misdemeanor) – In Violation of Provisions of Article I of Title 10 of Official Code of Georgia. Effective: 09/15/2009, Updated: 09/15/2009  did unlawfully violate Code Section (Insert Specific Code Section), a provision of Article 1 of Title 10 of the Official Code of Georgia in that [(he) (she)] did (Insert Description of the Manner of Violation) |
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| 10-5-1 | **Violation of the Georgia Uniform Securities Act** (Felony) Effective: 01/06/2009 |
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| 10-1-393 | **Unlawful Practices in a Consumer Transaction** (Misdemeanor) Effective: 09/30/2009 |
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| 10-1-393.5 | **Unlawful telemarketing, Internet activities, or home repair activities** (Felony) Effective: 01/06/2011 |
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| 10-1-393.5 | **Unlawful telemarketing, Internet activities, or home repair activities** (Misdemeanor) Effective: 01/06/2011 |
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| 10-1-393.6 | **Unlawful Telemarketing Transaction** (Felony) Effective: 09/30/2009 |
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| 10-1-393.6 | **Unlawful Telemarketing Transaction** (Misdemeanor) Effective: 01/06/2011 |
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| 10-1-40 | **Unlawful Acts Regarding the Sublease of a Motor Vehicle** (Misdemeanor) Effective: 09/30/2009 |
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| 10-1-78 | **Making a False Affidavit in Violation of O.C.G.A 10-4-76** (Felony) Effective: 09/30/2009 |
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| 10-15-4 | **Prohibited activities involving magnetic strip or stripe on payment card** (Felony) Effective: 04/17/2009 |
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| 10-4-78 | **Making a False Affidavit in Violation of O.C.G.A 10-4-76** (Felony) Effective: 09/30/2009 |
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| 10-4-79 | **Unlawful Delivery of Cotton Without Proper Receipt** (Felony) Effective: 09/30/2009 |
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| 10-4-80 | **Issuing Receipt for Cotton Not in Warehouse** (Felony) Effective: 09/30/2009 |
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| 10-5-57 | **Violation of the Georgia Uniform Securities Act of 2008** (Felony) Effective: 09/30/2009 |
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| 10-5A-6 | **Unlawful Acts Relating to Commodity Transaction** (Felony) Effective: 11/10/2009 |
|  | |
| 10-5B-4 | **Unlawful Telemarketing Conduct** (Felony) Effective: 09/30/2009 |
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| 12-3-10 | **Criminal Trespass in a State Park** (Misdemeanor) Effective: 01/03/2008 |
| 06 O.C.G.A. § 12-3-10 (g) – Possession of Boat Other Than Paddles/Portable Bow/Stern Mounted Electric Motor  Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully [(have)(Use)] a boat on (Insert Name of Lake), a state park lake, with other than [(paddles) (a portable bow) (a stern mounted electric trolling motor) |
| 07 O.C.G.A. § 12-3-10 (h) – Possession of Boat Other Than Electric Trolling/Ten Horsepower  Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully [(have)(Use)] a boat on (Insert Name of Lake), a state park lake, with a motor which was neither an electric trolling motor nor ten horsepower or less |
| Criminal Trespass in a State Park 01 O.C.G.A. § 12-3-10 (b) – Unlawful Entry Effective: 05/27/2008, Updated: 08/19/2008  did unlawfully enter upon (Name of Facility), a [(park) (historic site) (recreational area) while in violation of applicable [(laws) (rules) (regulations) (permits)] adopted pursuant to O.C.G.A. 12-3-9(a)(1), to wit: (Specify Law/Rule/Regulation/Permit Violated), by (Specify Manner of Violation) |
| Criminal Trespass in a State Park 03 O.C.G.A. § 12-3-10 (d) – Speeding Generally Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully drive (Insert Description of Vehicle), a vehicle, on (Insert Name of Road), a road in (Insert Name of Facility), a [(park) (historic site) (recreational area), in excess of 35 miles per hour |
| Criminal Trespass in a State Park 08 O.C.G.A. § 12-3-10 (i) – Fishing from Boat Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully fish in the waters of (Insert Name of Facility), a [(park) (historic site) (recreational area), in a boat between the hours of sunset and 7:00 A.M. |
| Criminal Trespass in a State Park 02 O.C.G.A. § 12-3-10 (c) – Defacing Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully, without authority, [(mark on) (deface) (injure) (displace) (dig) (excavate) (remove) (construct) on (Insert Description of Property), [(real) (personal) property on (Insert Name of Facility), a [(park) (historic site) (recreational area) |
| Criminal Trespass in a State Park 04 O.C.G.A. § 12-3-10 (d) – Speeding in Intensive Use Area Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully drive (Insert Description of Vehicle), a vehicle, within 200 feet of an intensive use area in on (Insert Name of Facility), a [(park) (historic site) (recreational area), in excess of 15 miles per hour |
| Criminal Trespass in a State Park 05 O.C.G.A. § 12-3-10 (e) – Possession of Boat Generally Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully [(have)(Use)] a privately owned boat on (Insert Name of Lake), a state park lake |
| Criminal Trespass in a State Park 09 O.C.G.A. § 12-3-10 (i) – Fishing from Bank Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully fish in the waters of (Insert Name of Facility), a [(park) (historic site) (recreational area), from the bank between the hours of 10:00 P.M. and 7:00 A.M. |
| Criminal Trespass in a State Park 10 O.C.G.A. § 12-3-10 (i) – Fishing in Closed Area Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully fish in the waters of (Insert Name of Facility), a [(park) (historic site) (recreational area), in an area which had been closed and posted by the department for fisheries for fisheries management purposes |
| Criminal Trespass in a State Park 11 O.C.G.A. § 12-3-10 (j) – Fishing Commercially Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully, without authority, [(fish commercially) (buy fish) (sell fish)] caught in the waters of (Insert Name of Facility), a [(park) (historic site) (recreational area) |
| Criminal Trespass in a State Park 12 O.C.G.A. § 12-3-10 (k) – Fishing Device Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully fish with (Insert Name & Description of Device), a device other than a pole and line or rod and reel, in the waters of (Insert Name of Facility), a [(park) (historic site) (recreational area) |
| Criminal Trespass in a State Park 13 O.C.G.A. § 12-3-10 (l) – Hunting/Trapping/Pursuing Wildlife Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully, without authority, [(hunt) (trap) (pursue) (catch)] (Insert Description of Wildlife), wildlife, in (Insert Name of Facility), a [(park) (historic site) (recreational area) |
| Criminal Trespass in a State Park 14 O.C.G.A. § 12-3-10 (l) – Shooting into a Park Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully shoot into (Insert Name of Facility), a [(park) (historic site) (recreational area) from beyond the boundaries of said [(park) (historic site) (recreational area) |
| Criminal Trespass in a State Park 15 O.C.G.A. § 12-3-10 (m) – Intoxicated Entry Effective: 05/27/2008, Updated: 05/27/2008  being intoxicated, did unlawfully [(enter) (remain)] on (Insert Name of Facility), a [(park) (historic site) (recreational area) |
| Criminal Trespass in a State Park 16 O.C.G.A. § 12-3-10 (m) – Consumption of Alcohol/Intoxicants Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully [(consume) (use)] (Insert Description of Item Consumed/Used), an [(alcoholic beverage) (intoxicant)] in (Insert Description of Public Use Area), a public use area of (Insert Name of Facility), a [(park) (historic site) (recreational area) |
| Criminal Trespass in a State Park 17 O.C.G.A. § 12-3-10 (n) – Use of Metal Detectors Effective: 05/27/2008, Updated: 11/20/2008  did unlawfully use (Insert Description of Electronic Device Used), an electronic device for [(the detection of ((metals) (minerals) (artifacts) (lost articles)) (treasure hunting)] in (Insert Name of Facility), a [(park) (historic site) (recreational area) |
| Criminal Trespass in a State Park 18 O.C.G.A. § 12-3-10 (o) – Use/Possess/Fireworks/Explosives Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully, without authority, [(use) (Possess)] (Insert Description of Item), being [(fireworks) (explosives) (firecrackers)] in (Insert Name of Facility), a [(park) (historic site) (recreational area) |
| Criminal Trespass in a State Park 19 O.C.G.A. § 12-3-10 (o) – Use/Possess/Firearms/Bows, etc. Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully, without authority, [(use) (Possess)] (Insert Description of Item), a [(firearm) (bow and arrow) (spring gun) (air rifle) (sling shot) (device which discharges a projectile by any means)] in (Insert Name of Facility), a [(park) (historic site) (recreational area) |
| Criminal Trespass in a State Park 20 O.C.G.A. § 12-3-10 (p) – Refusal to Leave Effective: 05/27/2008, Updated: 08/19/2008  did unlawfully enter upon (Name of Facility), a [(park) (historic site) (recreational area) while in violating a [(laws) (regulation)] promulgated pursuant to O.C.G.A. 12-3-9, to wit: (Specify Law/Rule/Regulation/Permit Violated), by (Specify Manner of Violation), and having been directed to do so by (Insert the Name of Department Representative, a representative of the Department of Natural Resources |
| Criminal Trespass in a State Park 21 O.C.G.A. § 12-3-10 (q) – Parking Restrictions Effective: 05/27/2008, Updated: 11/20/2008  did unlawfully park (Insert Identity of Vehicle), a vehicle, at (Insert Location Vehicle was Parked) within (Insert Name of Facility), a [(park) (historic site) (recreational area), where signs were properly posted [(prohibiting parking at said location) (conditioning parking upon the (purchase) (display) of a parking permit) (designating the places for which a parking permit is required) |
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| 12-3-54 | **Unlawful Activity at an Archeological Site** (Misdemeanor) Effective: 01/01/1990 |
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| 12-3-621 | **Unlawful Activity at an Archeological Site** (Misdemeanor) Effective: 12/13/2007 |
| 02 O.C.G.A. § 12-3-621(a)(2) – (Disturb Prevailing Condition) Effective: 08/15/2008, Updated: 08/15/2008  without authority, did unlawfully [(disturb) (alter)] the prevailing condition of (Insert Description of Site), [(an archeological) (an aboriginal) (a prehistoric) (a historic)] site, by (Describe Manner of Offense) |
| 03 O.C.G.A. § 12-3-621(a)(3) – (Damage to Entrance Gate) Effective: 08/15/2008, Updated: 08/15/2008  without authority, did unlawfully [(break) (force) (tamper with) (disturb)] a [(lock) (gate) (door) (obstruction)] designed to [(control) (prevent)] access to (Insert description of Area), an area containing an [(an archeological) (an aboriginal) (a prehistoric) (a historic)] site, by (Describe Manner of Offense) |
| Unlawful Activity at an Archeological Site 01 O.C.G.A. § 12-3-621(a)(1) – (Mark upon) Effective: 08/15/2008, Updated: 08/15/2008  without authority, did unlawfully [(dig) (probe) (crack) (carve upon) (write upon) (burn) (mark upon) (destroy) (disturb) (deface) (mar) (harm)] the [(structures) (features) (surfaces) (contents)] of (Insert Description of Site), [(an archeological) (an aboriginal) (a prehistoric) (a historic)] site, by (Describe Manner of Offense) |
| Unlawful Activity at an Archeological Site 04 O.C.G.A. § 12-3-621(a)(4) – (Entering Into Site) Effective: 08/15/2008, Updated: 11/20/2008  without authority, did unlawfully enter (Insert Name of Site), an [(an archeological) (an aboriginal) (a prehistoric) (a historic)] site [which was (posted against trespassing) (with a (lock) (gate) (door) (obstruction))] designed to [(control) (prevent)] access to said site |
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| 12-6-90 | **Burning without a Permit** (Misdemeanor) Effective: 08/22/2007 |
| 01 O.C.G.A. § 12-6-90 (a) – (Burning Woods, Lands, Marshes or Flammable Vegetation without a Permit) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully burn (Insert Description of What was Being Burned), [(woods) (lands) (marshes) (flammable vegetation)], in (Insert Name of County) county, without having obtained a permit therefor from (Insert Name of Forest Ranger/Employee), [(the forest ranger of said county) (an employee of the forestry unit serving said county)] who is authorized by (Insert Name of Chief Forester), the chief forester of the forestry unit servicing said county to grant permits |
| 02 O.C.G.A. § 12-6-90 (c) – (Burning Improved Pastures, Residue on Cultivated Crop Land or Leaf Piles without notice) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully burn (Insert Description of What was Being Burned), [(an improved pasture) (residue on cultivated crop land) (a leaf pile)], in (Insert Name of County) county, without having given notice of the approximate time and location of said burn to (Insert Name of Forest Ranger/Employee), [(the forest ranger of said county) (an employee of the forestry unit serving said county)] who is authorized by (Insert Name of Chief Forester), the chief forester of the forestry unit servicing said county to grant permits |
|  | |
| 12-6-152 | **Unlawful Harvesting of Ginseng** (Misdemeanor) Effective: 12/12/2006 |
| Unlawful Harvesting of Ginseng 01 0.C.G.A. § 12-6-152 (Out of Season) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully harvest ginseng on a date other than that prescribed by code section 12-6-152 |
| Unlawful Harvesting of Ginseng 02 0.C.G.A. § 12-6-152 (Without Permission of Property Owner) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully harvest ginseng on (Insert Property Location) without the written permission of (Insert Name of Property Owner), the owner of said property |
| Unlawful Harvesting of Ginseng 03 0.C.G.A. § 12-6-152 (With Less than three Prongs) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully harvest ginseng having fewer than three prongs |
| Unlawful Harvesting of Ginseng 04 0.C.G.A. § 12-6-152 (Failure to Plant Berries) Effective: 08/13/2008, Updated: 08/13/2008  after harvesting ginseng on (Insert Description of Harvest Location), did unlawfully fail to immediately thereafter plant the ripe berries of the harvested ginseng at the same location at which such ginseng was harvested |
|  | |
| 12-4-143 | **Violation of the Cave Protection Act of 1977** (Misdemeanor) Effective: 09/30/2009 |
|  | |
| 12-5-53 | **Violation of the Georgia Water Quality Control Act** (Misdemeanor) Effective: 09/30/2009 |
|  | |
| 12-5-53 | **Violation of the Georgia Water Quality Control Act** (Felony) Effective: 11/10/2009 |
|  | |
| 12-8-2 | **Unlawful Dumping of Wastes** (Misdemeanor) Effective: 09/30/2009 |
|  | |
| 12-8-30.8 | **Violation of the Georgia Comprehensive Solid Waste Management Act** (Felony) Effective: 09/30/2009 |
|  | |
| 12-8-82 | **Violation of the Georgia Hazardous Waste Management Act** (Felony) Effective: 09/30/2009 |
|  | |
| 12-9-8 | **Violation of Motor Vehicle Emissions Requirements** (Misdemeanor) Effective: 04/03/2012 |
|  | |
| 12-9-24 | **Violation of the Georgia Air Quality Act** (Felony) Effective: 09/30/2009 |
|  | |
| 12-9-3 | **Unlawful Contract for Future Commodity** (Felony) Effective: 09/30/2009 |
|  | |
| 13-9-6 | **Maintaining a Bucket Shop** (Felony) Effective: 09/30/2009 |
|  | |
| 14-5-6 | **Unlawful Contributions to Influence Official Action** (Felony) Effective: 09/30/2009 |
|  | |
| 15-11-2(11)(A) | **Child In Need of Services** (Other) Effective: 01/01/2014 |
|  | |
| 15-11-2(11)(A)i | **Truancy** (Other) Effective: 09/16/2008 |
| Trunacy Effective: 09/14/2009, Updated: 09/14/2009  being subject to compulsory school attendance, has been habitually and without justification absent and truant from school |
|  | |
| 15-11-2(11)(A)ii | **Ungovernable** (Other) Effective: 04/03/2008 |
| Ungovernable Effective: 09/14/2009, Updated: 11/03/2009  was habitually disobedient of the reasonable and lawful commands of his/her parents, guardian, legal custodian, and school official standing in loco parentis and is ungovernable |
|  | |
| 15-11-2(11)(A)iii | **Runaway** (Other) Effective: 04/04/2008 |
| Runaway Effective: 09/14/2009, Updated: 09/14/2009  did without cause and without consent of his/her parent desert his/her home and place of abode |
|  | |
| 15-11-2(11)(A)v | **Curfew Violation** (Other) Effective: 09/20/2007 |
| Curfew Effective: 09/14/2009, Updated: 09/14/2009  did wander and loiter about the streets of said county, to wit: (describe), between the hours of 12:00 midnight and 5:00 a.m., |
|  | |
| 15-11-2(11)(A)vi | **Violation of Court Order/CHINS** (Other) Effective: 04/04/2008 |
| 15-11-2(12)(F)  Effective: 09/14/2009, Updated: 09/14/2009  having previously been adjudicated as an unruly child as defined in O.C.G.A. section 15-11-2(12), to wit: Unruly \_\_\_\_\_\_, and having thereafter been found to be in need of treatment, rehabilitation, and supervision, and placed on probation by order of disposition entered by this Court in Case No. \_\_\_\_\_\_\_\_\_\_, on the \_\_\_\_ day of \_\_\_\_\_\_, \_\_\_\_, did violate the terms of supervision contained in the aforesaid order of disposition, to wit:\_\_\_\_\_\_\_\_\_, |
|  | |
| 15-11-2(19) | **Delinquent Juvenile** (Other) Effective: 01/30/2009 |
|  | |
| 15-11-2(19)(B) | **Violation of Court Order/Delinquent** (Other) Effective: 01/01/2014 |
|  | |
| 15-11-2(19)(B) | **Violation of Probation** (Other) Effective: 10/08/2009 |
| VOP Unruly Effective: 10/08/2009, Updated: 10/08/2009  having previously been adjudicated for committing a delinquent act as defined in O.C.G.A. section 15-11-2(6)(A), to wit: \_\_\_\_\_\_, and having thereafter been found to be in need of treatment and rehabilitation, and placed on probation by order of disposition entered in Case No. \_\_\_\_\_\_\_\_\_\_, on the \_\_\_\_ day of \_\_\_\_\_\_, \_\_\_\_, did violate the terms of supervision contained in the aforesaid order of disposition, to wit:\_\_\_\_\_\_\_\_\_, |
|  | |
| 15-11-5 | **Contempt of Juvenile Court** (Other) Effective: 10/08/2008 |
|  | |
| 15-11-63 | **Designated Felonies** (Other) Effective: 01/30/2009 |
|  | |
| 15-11-608 | **Juvenile Revocation of Probation** (Other) Effective: 01/01/2014 |
|  | |
| 15-16-59 | **Violation of Sheriff Nomenclature Act of 1997** (Felony) Effective: 10/07/2009 |
|  | |
| 15-19-51 | **Unauthorized Practice of Law** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 15-19-51(a)(1) – (Practice/Appear on Behalf of Another) Effective: 09/03/2008, Updated: 09/03/2008  not being a duly licensed attorney at law, did unlawfully [(practice) (appear)] as an attorney at law for (Insert Name of Person Represented) in the (Insert Name of Court/Judicial Body) |
| 02 O.C.G.A. § 15-19-51(a)(2) – (Practice/Appear on Behalf of Another as a business) Effective: 09/03/2008, Updated: 09/03/2008  not being a duly licensed attorney at law, did unlawfully make it a business to practice as an attorney at law for (Insert Name of Person Represented) in the (Insert Name of Court/Judicial Body) |
| 03 O.C.G.A. § 15-19-51(a)(3) – (Hold Himself Out to Public as an Entitled to Practice Law) Effective: 09/03/2008, Updated: 09/03/2008  not being a duly licensed attorney at law, did unlawfully hold himself out to the public as being entitled to practice law by (Insert Manner of Offense) |
| 04 O.C.G.A. § 15-19-51(a)(3) – (Hold Himself Out to Another Person as Entitled to Practice Law) Effective: 09/03/2008, Updated: 09/03/2008  not being a duly licensed attorney at law, did unlawfully hold himself out to (Insert Name of Person) as being entitled to practice law by (Insert Manner of Offe |
| 07 O.C.G.A. § 15-19-51(a)(6) – (Rendering Legal Services in Actions/Proceedings) Effective: 09/03/2008, Updated: 09/03/2008  not being a duly licensed attorney at law, did unlawfully render legal services, to wit: (Insert Description of Legal Services Rendered) to (Insert Name of Person to Whom Advice Rendered) in connection with [(an action) (a proceeding)], to wit: (Insert Description of Action/Proceeding) pending in (Insert Name of Court/Judicial Body) |
| 08 O.C.G.A. § 15-19-51(a)(7) – (Advertise Using Title of Lawyer/Attorney/etc.) Effective: 09/03/2008, Updated: 11/20/2008  not being a duly licensed attorney at law, did unlawfully [(assume) (use) (advertise)] the title of [(lawyer) (attorney) (attorney at law) ((Insert Equivalent Term)] in (Insert Language Used) in such a manner as to convey the impression that [(he) (she)] is entitled to [(practice law) (furnish legal (advice) (services) (counsel))] by (Describe Manner of Offense) |
| 09 O.C.G.A. § 15-19-51(a)(8) – (Advertise to Maintaining Office for Practice of Law) Effective: 09/03/2008, Updated: 11/20/2008  not being a duly licensed attorney at law, did unlawfully advertise that [(he) (she)] [(alone) (together with (Insert Name of Other Person))] [(has) (owns) (conducts) (maintains)] an office for the [(practice law) (furnishing of legal (advice) (services) (counsel))] by (Describe Manner of Offense) |
| 10 O.C.G.A. § 15-19-51(b) – (Corporation/Association) (Practice/Appear on Behalf of Another Effective: 09/03/2008, Updated: 09/03/2008  being a [(corporation) (voluntary association) (company)], did unlawfully [(practice) (appear)] as an attorney at law for (Insert Name of Person Represented) in the (Insert Name of Court/Judicial Body), said acts not being authorized by law or by the Supreme Court |
| 11 O.C.G.A. § 15-19-51(b) –(Corporation/Association) (Practice/Appear on Behalf of Another as a business) Effective: 09/03/2008, Updated: 09/03/2008  being a [(corporation) (voluntary association) (company)], did unlawfully make it a business to practice as an attorney at law for (Insert Name of Person Represented) in the (Insert Name of Court/Judicial Body), said acts not being authorized by law or by the Supreme Court |
| 12 O.C.G.A. § 15-19-51(b) – (Corporation/Association) (Hold Himself Out to Public as an Entitled to Practice Law) Effective: 09/03/2008, Updated: 09/03/2008  being a [(corporation) (voluntary association) (company)], did unlawfully hold itself out to the public as being entitled to practice law by (Insert Manner of Offense), said acts not being authorized by law or by the Supreme Court |
| 13 O.C.G.A. § 15-19-51(b) – (Corporation/Association) (Hold Himself Out to Another Person as Entitled to Practice Law) Effective: 09/03/2008, Updated: 09/03/2008  being a [(corporation) (voluntary association) (company)], did unlawfully hold itself out to (Insert Name of Person) as being entitled to practice law by (Insert Manner of Offense), said acts not being authorized by law or by the Supreme Court |
| 15 O.C.G.A. § 15-19-51(b) – (Corporation/Association) (Furnishing Attorneys/Counsel) Effective: 09/03/2008, Updated: 09/03/2008  being a [(corporation) (voluntary association) (company)], did unlawfully furnish [(attorneys) (counsel)], to wit: (Insert Description of Attorneys/Counsel) to (Insert Name of Person to Whom Furnished), said acts not being authorized by law or by the Supreme Court |
| 16 O.C.G.A. § 15-19-51(b) – (Corporation/Association) (Rendering Legal Services in Actions/Proceedings) Effective: 09/03/2008, Updated: 09/03/2008  being a [(corporation) (voluntary association) (company)], did unlawfully render legal services, to wit: (Insert Description of Legal Services Rendered) to (Insert Name of Person to Whom Advice Rendered) in connection with [(an action) (a proceeding)], to wit: (Insert Description of Action/Proceeding) pending in (Insert Name of Court/Judicial Body), said acts not being authorized by law or by the Supreme Court |
| 17 O.C.G.A. § 15-19-51(b) – (Corporation/Association) (Advertise Using Title of Lawyer/Attorney/etc.) Effective: 09/03/2008, Updated: 11/20/2008  being a [(corporation) (voluntary association) (company)], did unlawfully [(assume) (use) (advertise)] the title of [(lawyer) (attorney) (attorney at law) ((Insert Equivalent Term)] in (Insert Language Used) in such a manner as to convey the impression that it is entitled to [(practice law) (furnish legal (advice) (services) (counsel))] by (Describe Manner of Offense), said acts not being authorized by law or by the Supreme Court |
| 18 O.C.G.A. § 15-19-51(b) – (Corporation/Association) (Advertise to Maintaining Office for Practice of Law) Effective: 09/03/2008, Updated: 11/20/2008  being a [(corporation) (voluntary association) (company)], did unlawfully advertise that it [(alone) (together with (Insert Name of Other Person))] [(has) (owns) (conducts) (maintains)] an office for the [(practice law) (furnishing of legal (advice) (services) (counsel))] by (Describe Manner of Offense), said acts not being authorized by law or by the Supreme Court |
| Unauthorized Practice of Law 05 O.C.G.A. § 15-19-51(a)(4) – (Providing Legal Services/Advice) Effective: 09/03/2008, Updated: 09/03/2008  not being a duly licensed attorney at law, did unlawfully [(render) (furnish)] legal [(services) (advice)], to wit: (Insert Description of Services/Advice Rendered) to (Insert Name of Person to Whom Advice Rendered) |
| Unauthorized Practice of Law 06 O.C.G.A. § 15-19-51(a)(6) – (Furnishing Attorneys/Counsel) Effective: 09/03/2008, Updated: 09/03/2008  not being a duly licensed attorney at law, did unlawfully furnish [(attorneys) (counsel)], to wit: (Insert Description of Attorneys/Counsel) to (Insert Name of Person to Whom Furnished) |
| Unauthorized Practice of Law 14 O.C.G.A. § 15-19-51(b) – (Providing Legal Services/Advice) Effective: 09/03/2008, Updated: 09/03/2008  being a [(corporation) (voluntary association) (company)], did unlawfully [(render) (furnish)] legal [(services) (advice)], to wit: (Insert Description of Services/Advice Rendered) to (Insert Name of Person to Whom Advice Rendered), said acts not being authorized by law or by the Supreme Court |
|  | |
| 15-21A-8 | **Failure to Remit Funds** (Felony) Effective: 10/07/2009 |
|  | |
| 15-21A-8 | **Failure to Remit Funds** (Misdemeanor) Effective: 10/07/2009 |
|  | |
| 16-4-1 | **Criminal Attempt to Commit a Misdemeanor** (Misdemeanor) Effective: 01/01/1990 |
| Criminal Attempt O.C.G.A. § 16-4-1 – (Misdemeanor) Effective: 07/09/2007, Updated: 03/14/2013  did knowingly and intentionally attempt to commit the crime of (Insert Crime Attempted), in violation of Code section (Insert Code Section of Crime Attempted) of the Official Code of Georgia, in that the said accused did perform (Insert Description of Act/Acts Performed Toward Commission of Crime), [(an act) (acts)] which constitute(s) a substantial step toward the commission of said crime |
|  | |
| 16-4-7 | **Criminal Solicitation** (Felony) Effective: 01/01/1990 |
| Criminal Solicitation O.C.G.A. § 16-4-7 Effective: 07/08/2007, Updated: 12/13/2008  with intent that another person engage in conduct constituting a felony, did unlawfully [(solicit) (request) (command) (importune) (attempt to cause)] (Insert Name of Person Solicited) to commit the felony offense of (Identify Felony) |
|  | |
| 16-4-8 | **Conspiracy to Commit (Insert Name of Crime)** (Felony) Effective: 01/01/1990 |
| Conspiracy to Commit (Insert Name of Crime) O.C.G.A. § 16-4-8 – (Conspiracy to Commit Felony Offense) Effective: 07/08/2007, Updated: 01/08/2009  did unlawfully conspire with [(Insert Name/Names of co-Conspirators) (each other <If All Conspirators are Listed in Charging Document>)] to commit the offense of (Insert the Name of Offense), and in furtherance of said conspiracy, the overt [(act) (acts)] of (Insert Overt Acts Committed) by (Insert Name/Names who Committed Overt Acts) were done to effect the object of the conspiracy |
| NOTE Effective: 07/08/2007, Updated: 01/08/2009  NOTE: Conspiracy to commit a crime does not lend itself to a standard indictment form. Each conspiracy indictment must therefore be individually drafted. A conspiracy indictment must charge the defendant(s) with unlawfully conspiring one with the other to commit the offense, set forth the date of the charged offense, and enumerate the overt acts done to effect the object of the alleged conspiracy. Causey v. State, 154 Ga. App. 76, 79 (1980); Simmons v. State, 174 Ga. App. 171 fn.3 (1985). Where there are co-conspirators whose identities are unknown, it is appropriate to add ”and others to the grand jury unknown” or similar language before the words “to commit a crime . . .” The following provides the introductory language: |
|  | |
| 16-4-8 | **Conspiracy to Commit (Insert Name of Crime)** (Misdemeanor) Effective: 01/01/1990 |
| Conspiracy to Commit (Insert Name of Crime) O.C.G.A. § 16-4-8 – (Conspiracy to Commit Misdemeanor Offense) Effective: 07/09/2007, Updated: 01/08/2009  did unlawfully conspire with [(Insert Name/Names of co-Conspirators) (each other <If All Conspirators are Listed in Charging Document>)] to commit the offense of (Insert the Name of Offense), and in furtherance of said conspiracy, the overt [(act) (acts)] of (Insert Overt Acts Committed) by (Insert Name/Names who Committed Overt Acts) were done to effect the object of the conspiracy |
| NOTE Effective: 07/09/2007, Updated: 01/08/2009  NOTE: Conspiracy to commit a crime does not lend itself to a standard indictment form. Each conspiracy indictment must therefore be individually drafted. A conspiracy indictment must charge the defendant(s) with unlawfully conspiring one with the other to commit the offense, set forth the date of the charged offense, and enumerate the overt acts done to effect the object of the alleged conspiracy. Causey v. State, 154 Ga. App. 76, 79 (1980); Simmons v. State, 174 Ga. App. 171 fn.3 (1985). Where there are co-conspirators whose identities are unknown, it is appropriate to add ”and others to the grand jury unknown” or similar language before the words “to commit a crime . . .” The following provides the introductory language: |
|  | |
| 16-5-3(b) | **Involuntary Manslaughter** (Misdemeanor) Effective: 01/01/1990 |
| O.C.G.A. § 16-5-3 (a) – (Causes Death - While in Commission of an Lawful Act in Unlawful Manner) Effective: 07/09/2007, Updated: 12/26/2008  did cause the death of (Insert Name of Victim), a human being, without any intention to do so, while in the commission of (Insert Description of Lawful Act), a lawful act, in an unlawful manner likely to cause [(death) (great bodily harm)] by (Insert Description of Unlawful Manner) |
|  | |
| 16-5-20 | **Simple Assault** (Misdemeanor) Effective: 01/01/1990 |
| 03 O.C.G.A § 16-5-20(c)(Public Transit Vehicle or Station)(Attempt of Violent Injury)  Effective: 07/09/2007, Updated: 05/12/2008  did, while in a public transit [(vehicle)(station)], attempt to commit a violent injury to the person of (victim name) by (describe act) |
| 04 O.C.G.A § 16-5-20(c)(Public Transit Vehicle or Station)(Act Causing Apprehension of Violent Injury)  Effective: 07/09/2007, Updated: 05/12/2008  did, while in a public transit [(vehicle)(station)], commit an act which placed (Name of Victim) another person in reasonable apprehension of immediately receiving a violent injury by (describe act) |
| 08 O.C.G.A § 16-5-20(d) (By Spouse, Parent, Child, Etc.)(Act Causing Apprehension of Violent Injury)  Effective: 05/12/2008, Updated: 05/12/2008  did commit an act which placed (Name of Victim) in reasonable apprehension of immediately receiving a violent injury by (describe act), said person being the ([present] [past] spouse) (parent) (child) (stepparent) (stepchild) (foster parent) (foster child) of said accused |
| 09 O.C.G.A § 16-5-20(d) (Parents of the Same Child) (Act Causing Apprehension of Violent Injury)  Effective: 05/12/2008, Updated: 05/12/2008  did commit an act which placed (Name of Victim) in reasonable apprehension of immediately receiving a violent injury by (describe act), said person and the accused being the parents of the same child, to wit: <child's name> |
| 10 O.C.G.A § 16-5-20(d) (Same Household but not Siblings) (Act Causing Apprehension of Violent Injury)  Effective: 05/12/2008, Updated: 05/12/2008  did commit an act which placed (Name of Victim) in reasonable apprehension of immediately receiving a violent injury by (describe act), said person and the accused not being siblings but were [(formerly) (at the time of the offense)] living in the same household |
| 12 O.C.G.A § 16-5-20(e) (Victim Age 65 or Older)(Act Causing Apprehension of Violent Injury)  Effective: 05/12/2008, Updated: 05/12/2008  did commit an act which placed (Name of Victim), a person who is (65)(over 65) years of age, in reasonable apprehension of immediately receiving a violent injury by (describe act) |
| 13 O.C.G.A § 16-5-20(f) (Public School System Employee)(Act Causing Apprehension of Violent Injury)  Effective: 05/12/2008, Updated: 05/12/2008  did commit an act which placed (Name of Victim), an employee of a public school system of this state, to wit: <name of school system>, while said <victim's name> [(was engaged in his/her official duties) (was on school property)], in reasonable apprehension of immediately receiving a violent injury by (describe a |
| Simple assault 01 O.C.G.A § 16-5-20(a)(1) (Attempt of Violent Injury)  Effective: 07/09/2007, Updated: 05/12/2008  did attempt to commit a violent injury to the person of (victim name) by (describe act) |
| Simple assault 02 O.C.G.A § 16-5-20(a)(2) (Act Causing Apprehension of Violent Injury)  Effective: 07/09/2007, Updated: 05/12/2008  did commit an act which placed (Name of Victim) in reasonable apprehension of immediately receiving a violent injury by (describe act) |
| Simple assault 05 O.C.G.A § 16-5-20(d) (By Spouse, Parent, Child, Etc.)(Attempt of Violent Injury)  Effective: 07/09/2007, Updated: 05/12/2008  did attempt to commit a violent injury to the person of (victim name) by (describe act), said person being the ([present] [past] spouse) (parent) (child) (stepparent) (stepchild) (foster parent) (foster child) of said accused |
| Simple assault 06 O.C.G.A § 16-5-20(d) (Parents of the Same Child)(Attempt of Violent Injury)  Effective: 07/09/2007, Updated: 05/12/2008  did attempt to commit a violent injury to the person of (victim name) by (describe act), said person and the accused being the parents of the same child, to wit: <child's name> |
| Simple assault 07 O.C.G.A § 16-5-20(d) (Same Household but not Siblings)(Attempt of Violent Injury) Effective: 07/09/2007, Updated: 05/12/2008  did attempt to commit a violent injury to the person of (victim name) by (describe act), said person and the accused not being siblings but were [(formerly) (at the time of the offense)] living in the same household |
| Simple assault 11 O.C.G.A § 16-5-20(e)(Victim Age 65 or Older)(Attempt of Violent Injury)  Effective: 05/12/2008, Updated: 05/12/2008  did attempt to commit a violent injury to the person of <victim name> a person who is (65)(over 65) years of age, by <describe act) |
| Simple assault 12 O.C.G.A § 16-5-20(f)( Public School System Employee)(Attempt of Violent Injury)  Effective: 05/12/2008, Updated: 05/12/2008  did attempt to commit a violent injury to the person of <victim name>, an employee of a public school system of this state, to wit: <name of school system>, while said <victim's name> [(was engaged in his/her official duties) (was on school property)], by <describe act) |
|  | |
| 16-5-20(d) | **Simple Assault, Family Violence** (Misdemeanor) Effective: 05/23/2006 |
| Simple assault 01 O.C.G.A § 16-5-20(d) (By Spouse, Parent, Child, Etc.)(Attempt of Violent Injury)  Effective: 07/09/2007, Updated: 05/12/2008  did attempt to commit a violent injury to the person of (victim name) by (describe act), said person being the ([present] [past] spouse) (parent) (child) (stepparent) (stepchild) (foster parent) (foster child) of said accused |
| Simple assault 02 O.C.G.A § 16-5-20(d) (Parents of the Same Child)(Attempt of Violent Injury)  Effective: 07/09/2007, Updated: 05/12/2008  did attempt to commit a violent injury to the person of (victim name) by (describe act), said person and the accused being the parents of the same child, to wit: <child's name> |
| Simple assault 03 O.C.G.A § 16-5-20(d) (Same Household but not Siblings)(Attempt of Violent Injury) Effective: 07/09/2007, Updated: 05/12/2008  did attempt to commit a violent injury to the person of (victim name) by (describe act), said person and the accused not being siblings but were [(formerly) (at the time of the offense)] living in the same household |
| Simple assault 04 O.C.G.A § 16-5-20(d) (By Spouse, Parent, Child, Etc.)(Act Causing Apprehension of Violent Injury)  Effective: 05/12/2008, Updated: 05/12/2008  did commit an act which placed (Name of Victim) in reasonable apprehension of immediately receiving a violent injury by (describe act), said person being the ([present] [past] spouse) (parent) (child) (stepparent) (stepchild) (foster parent) (foster child) of said accused |
| Simple assault 05 O.C.G.A § 16-5-20(d) (Parents of the Same Child)(Act Causing Apprehension of Violent Injury)  Effective: 05/12/2008, Updated: 05/12/2008  did commit an act which placed (Name of Victim) in reasonable apprehension of immediately receiving a violent injury by (describe act), said person and the accused being the parents of the same child, to wit: <child's name> |
| Simple assault 06 O.C.G.A § 16-5-20(d) (Same Household but not Siblings)( Act Causing Apprehension of Violent Injury) Effective: 05/12/2008, Updated: 05/12/2008  did commit an act which placed (Name of Victim) in reasonable apprehension of immediately receiving a violent injury by (describe act), said person and the accused not being siblings but were [(formerly) (at the time of the offense)] living in the same household |
|  | |
| 16-5-23 | **Simple Battery** (Misdemeanor) Effective: 01/01/1990 |
| Simple Battery 01 O.C.G.A. § 16-5-23(a) (Misdemeanor)  Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact/harm> (with) (to) the person of <victim name> by (describe act) |
| Simple Battery 02 O.C.G.A. § 16-5-23(c) (person over 65) (Misdemeanor)  Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact/harm> (with) (to) the person of <victim name>, said person being 65 years of age or older, by (describe act) |
| Simple Battery 03 O.C.G.A. § 16-5-23(c) (Pregnant at time of Offense) (Misdemeanor)  Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact/harm> (with) (to) the person of <victim name>, said person being pregnant at the time of the said offense, by (describe act) |
| Simple Battery 04 O.C.G.A. § 16-5-23(d) (Public Transit Vehicle or Station) (Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact/harm> (with) (to) the person of <victim name>, said simple battery being committed in a public transit (vehicle) (station), to wit: <describe vehicle or name/address of station> by (describe act) |
| Simple Battery 05 O.C.G.A. § 16-5-23(e) (Police Officer, Law Enforcement, Etc.) (Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact/harm>, (with) (to) the person of <victim name>, said person being a (police officer) (law enforcement dog) (correction officer) (detention officer) engaged in carrying out (his) (her) official duties by (describe act), by (describe act) |
| Simple Battery 06 O.C.G.A. § 16-5-23(f) (By Spouse, Parent, Child, Etc.) (Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact/harm> (with) (to) the person of <victim name>, said person being the ([present] [past] spouse) (parent) (child) (stepparent) (stepchild) (foster parent) (foster child) of said accused by (describe act) |
| Simple Battery 07 O.C.G.A. § 16-5-23(f) (Parents of the Same Child) (Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact/harm> (with) (to) the person of <victim name>, said person and the accused being the parents of the same child, to wit: <child's name> by (describe act) |
| Simple Battery 08 O.C.G.A. § 16-5-23(f) (Same Household but not Siblings) (Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact/harm> (with) (to) the person of <name victim>, said person and the accused not being siblings but were [(formerly) (at the time of the offense)] living in the same household by (describe act) |
| Simple Battery 09 O.C.G.A. § 16-5-23(g) (By Long-Term Care Provider) (Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact/harm> (with) (to) the person of <name victim>, said person being (admitted to) (receiving services from) <Name of Facility>, a facility [(licensed)(required to be licensed)] relating to [(a long-term care facility) (a personal care home) (a home health care provider) (a hospice)], and the accused being a[n] (employee) (agent) (volunteer) of said facility by (describe act) |
| Simple Battery 10 O.C.G.A. § 16-5-23(h) (Towards a Sports Official) (Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact/harm> (with) (to) the person of <name victim>, said person being a sports official (officiating) (on the property where said official would be officiating) (exiting the property where said official completed officiating) an amateur contest by (describe act) |
| Simple Battery 11 O.C.G.A. § 16-5-23(i) (Towards a Public School System Employee) (Misdemeanor Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact or harm> (with) (to) the person of <victim's name> said <victim's name> said person being an employee of a public school system of this state, to wit: <name of school system>, while said <victim's name> [(was engaged in his/her official duties) (was on school property)] by (describe act) |
| Simple Battery 11 O.C.G.A. § 16-5-23(i) NOTE ON SCHOOL PROPERTY FOR 16-5-23(i) Effective: 07/09/2007, Updated: 05/07/2008  \*For the purposes of this code section school busses and bus stops designated by the local board of education is considered school property |
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| 16-5-23(f) | **Simple Battery, Family Violence** (Misdemeanor) Effective: 01/01/1990 |
| Simple Battery 01 O.C.G.A. § 16-5-23(f) (By Spouse, Parent, Child, Etc.) (Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact/harm> (with) (to) the person of <victim name>, said person being the ([present] [past] spouse) (parent) (child) (stepparent) (stepchild) (foster parent) (foster child) of said accused by (describe act), by (describe act) |
| Simple Battery 02 O.C.G.A. § 16-5-23(f) (Parents of the Same Child) (Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact/harm> (with) (to) the person of <victim name>, said person and the accused being the parents of the same child, to wit: <child's name> by (describe act) |
| Simple Battery 03 O.C.G.A. § 16-5-23(f) (Same Household but not Siblings) (Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally (make physical contact of an insulting or provoking nature) (cause physical harm), to wit: <describe contact/harm> (with) (to) the person of <name victim>, said person and the accused not being siblings but were [(formerly) (at the time of the offense)] living in the same household by (describe act) |
|  | |
| 16-5-23.1 | **Battery** (Misdemeanor) Effective: 01/01/1990 |
| Battery 01 O.C.G.A. § 16-5-23.1(a) (Misdemeanor) Effective: 07/09/2007, Updated: 09/17/2008  did intentionally cause [(substantial physical harm) (visible bodily harm)], to wit: (Insert Description of Harm), to (Insert Name of Victim) by (Insert Description of Act) |
| Battery 02 O.C.G.A. § 16-5-23.1(d) (Second Offense) (Misdemeanor) Effective: 05/06/2008, Updated: 09/17/2008  did intentionally cause [(substantial physical harm) (visible bodily harm)], to wit: (Insert Description of Harm), to (Insert Name of Victim) by (Insert Description of Act), and said accused, prior to committing the above-charged offense had been convicted of the following Battery Offense against the said victim: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence), |
| Battery 03 O.C.G.A. § 16-5-23.1(g)( Public Transit Vehicle or Station)(Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally cause (substantial physical harm) (visible bodily harm), to wit: <describe harm inflicted>, to the person of of <name victim>, said battery having been committed in a public transit (vehicle) (station), to wit: <describe vehicle or name/address of station> by (describe act) |
| Battery 04 O.C.G.A. § 16-5-23.1(h)(Pregnant)(Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally cause (substantial physical harm) (visible bodily harm), to wit: <describe harm inflicted>, to the person of <name victim>, said person being pregnant at the time of said battery by (describe act) |
| Battery 05 O.C.G.A. § 16-5-23.1(j)( Person Over 65)(Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally cause (substantial physical harm) (visible bodily harm), to wit: <describe harm inflicted>, to the person of <name victim>, said person being 65 years of age or older by (describe act) |
| Battery 06 O.C.G.A. § 16-5-23.1(l)( Sports Official)(Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally cause (substantial physical harm) (visible bodily harm), to wit: <describe harm inflicted>, to the person of <name victim>, a sports official, while said person was (officiating an amateur contest) [(on the property where he/she (would be)(had completed) officiating an amateur contest] [(exiting the property where he/she had completed officiating an amateur contest] by (describe act) |
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| 16-5-23.1(f)(1) | **Battery, Family Violence** (Misdemeanor) Effective: 01/01/1990 |
| Battery, Family Violence 01 (By Spouse, Parent, Child, Etc.) O.C.G.A. § 16-5-23.1(f)(1)(Misdemeanor) Effective: 07/09/2007, Updated: 10/15/2008  did intentionally cause (substantial physical harm) (visible bodily harm), to wit: <describe harm inflicted>, to the person of <name victim>, said person being the ([present] [past] spouse) (parent) (child) (stepparent) (stepchild) (foster parent) (foster child) of said accused, by (describe act) |
| Battery, Family Violence 02 (Parents of the Same Child) O.C.G.A. § 16-5-23.1(f)(1)(Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally cause (substantial physical harm) (visible bodily harm), to wit: <describe harm inflicted>, to the person of <name victim>, said person and the accused being the parents of the same child, to wit: <name child>, by (describe act) |
| Battery, Family Violence 03 (Same Household) O.C.G.A. § 16-5-23.1(f)(1)(Misdemeanor) Effective: 07/09/2007, Updated: 05/08/2008  did intentionally cause (substantial physical harm) (visible bodily harm), to wit: <describe harm inflicted>, to the person of <name victim>, said person and the accused were [(formerly) (at the time of the battery)] living in the same household, by (describe act) |
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| 16-5-28 | **Assault on an Unborn Child** (Misdemeanor) Effective: 06/20/2007 |
| Assault on an unborn child O.C.G.A. § 16-5-28 Effective: 08/29/2008, Updated: 08/29/2008  did unlawfully, without legal justification, attempt to inflict violent injury to the unborn child of (Insert Name of Mother of Unborn Child) by (Insert Description of Act) |
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| 16-5-45(b) | **Interference With Custody** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 16-5-45 (b) (1) (A) – (Knowingly or Recklessly Takes or Entices) Effective: 07/09/2007, Updated: 11/12/2008  without lawful authority, did [(knowingly) (recklessly)] [(take) (entice)] (Insert Name of Child), [(a child) (a committed person)] away from (Insert Name of Custodian), the individual who had lawful custody of [(such child) (such committed person)] |
| 02 O.C.G.A. § 16-5-45 (b) (1) (A) – (Second Offense) (Knowingly or Recklessly Takes or Entices Effective: 07/09/2007, Updated: 11/12/2008  without lawful authority, did [(knowingly) (recklessly)] [(take) (entice)] (Insert Name of Child), [(a child) (a committed person)] away from (Insert Name of Custodian), the individual who had lawful custody of [(such child) (such committed person)], and said accused, prior to committing the above-charged offense had been convicted of the following violation of Code section 16-5-45 of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| 04 O.C.G.A. § 16-5-45 (b) (1) (B) – (Second Offense) (Knowingly Harbors) Effective: 07/16/2007, Updated: 11/12/2008  without lawful authority, did knowingly harbor (Insert Name of Child), a [(child) (committed person)] who had absconded, and said accused, prior to committing the above-charged offense had been convicted of the following violation of Code section 16-5-45 of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| 05 O.C.G.A. § 16-5-45 (b) (1) (C) – (Intentionally and Willfully Retains) Effective: 07/16/2007, Updated: 11/12/2008  without lawful authority, did intentionally and willfully retain possession within the state of Georgia, of (Insert Name of Child), a [(child) (committed person)] upon (Insert Date/Time Visitation Ended), the expiration of [(his) (her)] lawful period of visitation |
| 06 O.C.G.A. § 16-5-45 (b) (1) (C) – (Second Offense) (Intentionally and Willfully Retains) Effective: 11/12/2008, Updated: 11/12/2008  without lawful authority, did intentionally and willfully retain possession within the state of Georgia, of (Insert Name of Child), a [(child) (committed person)] upon (Insert Date/Time Visitation Ended), the expiration of [(his) (her)] lawful period of visitation, and said accused, prior to committing the above-charged offense had been convicted of the following violation of Code section 16-5-45 of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| Interference with Custody 03 O.C.G.A. § 16-5-45 (b) (1) (B) – (Knowingly Harbors) Effective: 07/09/2007, Updated: 11/12/2008  without lawful authority, did knowingly harbor (Insert Name of Child), a [(child) (committed person)] who had absconded |
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| 16-5-60(b) | **Reckless Conduct** (Misdemeanor) Effective: 01/01/1990 |
| Reckless Conduct O.C.G.A. § 16-5-60 (b) Effective: 07/09/2007, Updated: 10/22/2008  did unlawfully [(cause bodily harm to) (endanger the bodily safety of)] (Insert Name of Victim) by consciously disregarding a substantial and unjustifiable risk that [(his) (her)] [(act) (omission)] of (Insert Description of Act or Omission to Act) would [(cause harm to) (endanger the safety of)] said person and the disregard constituted a gross deviation from the standard of care which a reasonable person would exercise in the situation |
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| 16-5-61 | **Hazing** (Misdemeanor) Effective: 01/01/1990 |
| Hazing O.C.G.A. § 16-5-61 Effective: 07/09/2007, Updated: 01/28/2009  did unlawfully subject (Insert Name of Student), a student, to (Insert Description of Activity), an activity which [(endangered) (was likely to endanger)] the physical health of said student, [(in connection with) (as a condition of) (as a precondition of)] gaining [(acceptance) (membership) (office) (Insert Description of Other Applicable Status)] in (Insert Name of Organization), a school organization |
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| 16-5-70(d) | **Cruelty to Children in the Third Degree** (Misdemeanor) Effective: 01/01/1990 |
| Cruelty to Children in the Third Degree 01 O.C.G.A. § 16-5-70(d)(1) – (Intentionally Allowing a Child to Witness a Battery/Family Violence Battery) Effective: 07/09/2007, Updated: 09/29/2008  being the primary aggressor, did intentionally allow (Insert Name of Child), a child under the age of eighteen (18) years, to witness the commission of a [(battery) (family violence battery)] upon (Insert Name of Victim of Battery/FV Battery) |
| Cruelty to Children in the Third Degree 02 O.C.G.A. § 16-5-70(d)(1) – (Intentionally Allowing a Child to Witness a Forcible Felony) Effective: 07/09/2007, Updated: 09/29/2008  being the primary aggressor, did intentionally allow (Insert Name of Child), a child under the age of eighteen (18) years, to witness the commission of the offense of (Insert Name of Forcible Felony), a forcible felony, upon (Insert Name of Victim of Forcible Felony) |
| Cruelty to Children in the Third Degree 03 O.C.G.A. § 16-5-70(d)(2) – (Having Knowledge that Child was present to See/Hear a Battery/Family Violence Battery) Effective: 07/09/2007, Updated: 08/14/2014  being the primary aggressor, did unlawfully commit a [(battery) (family violence battery)] upon (Insert Name of Victim of Battery/FV Battery), while having knowledge that (Insert Name of Child), a child under the age of eighteen (18) years, was present to [(see) (hear) (see and hear)] the act |
| Cruelty to Children in the Third Degree 04 O.C.G.A. § 16-5-70(d)(2) – (Having Knowledge that Child was present to See/Hear Forcible Felony) Effective: 07/09/2007, Updated: 08/14/2014  being the primary aggressor, did unlawfully commit the offense of (Insert Name of Forcible Felony), a felony, upon (Insert Name of Victim of Forcible Felony), while having knowledge that (Insert Name of Child), a child under the age of eighteen (18) years, was present to [(see) (hear) (see and hear)] the act |
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| 16-5-71 | **Illegal Tattooing of a Minor** (Misdemeanor) Effective: 01/01/1990 |
| Tattooing O.C.G.A. § 16-5-71 Effective: 07/09/2007, Updated: 12/17/2008  did unlawfully and without authority, tattoo the body of (Insert Name of Child), a person under the age of eighteen |
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| 16-5-71.1 | **Illegal Piercing of the Body of a Minor** (Misdemeanor) Effective: 01/01/1990 |
| Piercing of the Body O.C.G.A. § 16-5-71.1 Effective: 07/09/2007, Updated: 12/17/2008  did unlawfully pierce (Insert Description of Area of Body Pierced – Cannot be Earlobes) on the body of (Insert Name of Child), a person under eighteen years of age, for the purpose of allowing the insertion of [(earrings) (jewelry) (Insert Description of Other Similar Object)] describe similar objects)] into the body without first obtaining the written consent of a [(custodial parent) (guardian)] of said minor |
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| 16-5-90 | **Stalking** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 16-5-90 (a) (1) – (Follows, Places under Surveillance, for the Purpose of Harassing and Intimidation) Effective: 07/09/2007, Updated: 10/29/2008  did [(follow) (place under surveillance) (contact)] (Insert Name of Victim) at (Insert Description/Address of Location), without the consent of said person, for the purpose of harassing and intimidating said person |
| 02 O.C.G.A. § 16-5-90 (a) (2) – (Publish Name, Address or Phone Number, so that Others might Harass and Intimidate Another) Effective: 07/09/2007, Updated: 10/29/2008  in violation of a [(bond to keep the peace posted pursuant to Code Section 17-6-110) (standing order issued under Code Section 19-1-1) (temporary restraining order) (temporary protective order) (permanent restraining order) (permanent protective order) (preliminary injunction) (permanent injunction) (condition of pretrial release) (condition of probation) (condition of parole)] in effect prohibiting the harassment or intimidation of (Insert Name of Victim), did unlawfully [(broadcast) (publish)] the [(picture) (name) (address) (phone number)] of (Insert Name of Victim), a person for whose benefit the [(bond) (order) (condition)] was made and without said person's consent, in such a manner that caused other persons to harass or intimidate said victim and the accused knew or had reason to believe that such would cause said victim to be harassed or intimidated by others |
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| 16-5-95 | **Violating Family Violence Order** (Misdemeanor) Effective: 01/01/1990 |
| Violation of a Family Violence Order 01 O.C.G.A. § 16-5-95 (a) (1) – Excludes from Residence/Household Effective: 05/14/2008, Updated: 05/21/2008  did knowingly and in a nonviolent manner violate the terms of a [(family violence temporary restraining order) (temporary protective order) (permanent restraining order) (permanent protective order)] issued against [(him)(her)] which [(excluded) (evicted) (excluded and evicted) [(him)(her)] from a [(residence) (household)] located at (Insert Address of Residence) by (describe manner of violation) |
| Violation of a Family Violence Order 02 O.C.G.A. § 16-5-95 (a) (2) – Directs to Stay Away From Residence, etc. Excludes from Residence/Household Effective: 05/21/2008, Updated: 11/20/2008  did knowingly and in a nonviolent manner violate the terms of a [(family violence temporary restraining order) (temporary protective order) (permanent restraining order) (permanent protective order)] issued against [(him)(her)] which directed [(him)(her)] to stay away from ([a residence located at (Insert Address of Residence)] [ (Insert Name of Workplace), a workplace located at (Insert Address of Workplace] [(Insert Name School, a school located at (Insert Address of School)]), by (describe manner of violation) |
| Violation of a Family Violence Order 03 O.C.G.A. § 16-5-95 (a) (3) – Restrains from Approaching Within Specified Distance  Effective: 05/21/2008, Updated: 05/21/2008  did knowingly and in a nonviolent manner violate the terms of a [(family violence temporary restraining order) (temporary protective order) (permanent restraining order) (permanent protective order)] issued against [(him)(her)] which restrained [(him)(her)] from approaching within a specified distance of (Insert Name of Other Person) by (describe manner of violation) |
| Violation of a Family Violence Order 04 O.C.G.A. § 16-5-95 (a) (4) – Restricts Contact  Effective: 05/21/2008, Updated: 05/21/2008  did knowingly and in a nonviolent manner violate the terms of a [(family violence temporary restraining order) (temporary protective order) (permanent restraining order) (permanent protective order)] issued against [(him)(her)] which restricted [(him)(her)] from any contact, direct or indirect, by [(telephone) (pager) (facsimile) (e-mail) (IDENTIFY OTHER MEANS OF COMMUNICATION, IF APPLICABLE) with (Insert Name of Other Person) by (describe manner of violation) |
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| 16-5-95 | **Violation of Protective Order** (Misdemeanor) Effective: 01/01/1990 |
| Violation Of Protective Order O.C.G.A. § 16-5-95 (a) Effective: 05/06/2013, Updated: 04/10/2014  did knowingly and in a nonviolent manner violate the terms of (name/identify type of order must be an order of pre-trial release issued as a result of an arrest for family violence; or an order of probation issued as a result of a conviction or plea of guilty, nolo contedere or first offender to an act of family violence), such order having been issued against said accused, which: (choose from the following (1) Excludes, evicts, or excludes and evicts the accused from a residence or household, to wit: name residence or household address; (2) Directs the accused to stay away from a residence, workplace, or school, to wit: name residence, workplace or school; (3) Restrains the accused from approaching within a specified distance of another person: to wit: describe specified distance and person/victim; or (4) Restricts the accused from having any contact, direct or indirect, by telephone, pager, facsimile, e-mail, or any other means of communication with another person, to wit: describe/name person) |
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| 16-5-102 | **Exploitation and intimidation of disabled adult, elder person, or resident** (Misdemeanor) Effective: 07/01/2013 |
| B. (Misdemeanor) Effective: 07/01/2013, Updated: 10/29/2014  did (threaten) (intimidate) (attempt to intimidate) a (disabled adult) (elder person) (resident of a long-term care facility), to wit: (name of victim), who was (the subject of a report made pursuant to Chapter 5 of Title 30 or Article 4 of Chapter 8 of Title 31) (cooperating with an investigation conducted pursuant to § 16-5-102), by (describe how defendant threatened, intimidated, attempted to intimidate the victim). |
| C. (Misdemeanor) Effective: 07/01/2013, Updated: 10/29/2014  did willfully and knowingly (obstruct) (impede) an investigation conducted pursuant to Chapter 5 of Title 30 or Article 4 of Chapter 8 of Title 31, by (describe how defendant obstructed, impeded investigation). |
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| 16-6-3(c) | **Statutory Rape** (Misdemeanor) Effective: 01/01/1990 |
| Statutory Rape O.C.G.A. § 16-6-3(c) – (Misdemeanor)  Effective: 07/09/2007, Updated: 10/27/2008  being [(18 years of age) (younger than 18 years of age)], did engage in sexual intercourse with (Insert Name of Victim), a person at least 14 years of age but less than 16 years of age and not being the spouse of the accused, accused not being more than four years older than said person |
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| 16-6-4(b) | **Child Molestation** (Misdemeanor) Effective: 01/17/2007 |
| 01 O.C.G.A. § 16-6-4 (b) – (Misdemeanor) (Immoral/Indecent act to Child under Age 16) Effective: 07/10/2007, Updated: 10/07/2009  did commit an [(immoral) (indecent) act to (Insert Name of Child), a child under the age of 16 years, with the intent to [(arouse) (satisfy)] the sexual desires of [(himself) (herself) (said child)] by (Insert Description of Act/Acts), at a time when said child was at least 14 years of age but less than 16 years of age and said accused was [(18 years of age) (less than 18 years of age)] and was no more than four years older than said child |
| 02 O.C.G.A. § 16-6-4 (b) – (Misdemeanor) (Immoral/Indecent in the Presence of Child under Age 16) Effective: 09/29/2008, Updated: 11/09/2009  did commit an [(immoral) (indecent) act in the presence of (Insert Name of Child), a child under the age of 16 years, with the intent to [(arouse) (satisfy)] the sexual desires of [(said accused) (said child)] by (Insert Description of Act/Acts), at a time when said child was at least 14 years of age but less than 16 years of age and said accused was [(18 years of age) (less than 18 years of age)] and was no more than four years older than said child |
| 03 O.C.G.A. § 16-6-4 (b) – (Misdemeanor) (Immoral/Indecent with a Child under Age 16) Effective: 09/29/2008, Updated: 11/09/2009  did commit an [(immoral) (indecent) act with (Insert Name of Child), a child under the age of 16 years, with the intent to [(arouse) (satisfy)] the sexual desires of [(said accused) (said child)] by (Insert Description of Act/Acts), at a time when said child was at least 14 years of age but less than 16 years of age and said accused was [(18 years of age) (less than 18 years of age)] and was no more than four years older than said child |
|  | |
| 16-6-4(d) | **Aggravated Child Molestation** (Misdemeanor) Effective: 01/17/2007 |
| 04 O.C.G.A. § 16-6-4 (d) – (Misdemeanor) (Immoral/Indecent act to Child under Age 16) (Involves Sodomy) Effective: 07/10/2007, Updated: 10/07/2009  did commit an [(immoral) (indecent) act to (Insert Name of Child), a child under the age of 16 years, involving the [(sexual organs) (mouth) (anus)] of the accused and the [(sexual organs) (mouth) (anus)] of said child, with the intent to [(arouse) (satisfy)] the sexual desires of [(himself) (herself) (said child)] by (Insert Description of Act/Acts), at a time when said child was at least 13 years of age but less than 16 years of age and said accused was [(18 years of age) (less than 18 years of age)] and was no more than four years older than said child, said act involving an act of sodomy |
| 05 O.C.G.A. § 16-6-4 (d) – (Misdemeanor) (Immoral/Indecent in the Presence of Child under Age 16) (Involves Sodomy) Effective: 07/10/2007, Updated: 10/07/2009  did commit an [(immoral) (indecent) in the presence of (Insert Name of Child), a child under the age of 16 years, involving the [(sexual organs) (mouth) (anus)] of the accused and the [(sexual organs) (mouth) (anus)] of said child, with the intent to [(arouse) (satisfy)] the sexual desires of [(said accused) (said child)] by (Insert Description of Act/Acts), at a time when said child was at least 13 years of age but less than 16 years of age and said accused was [(18 years of age) (less than 18 years of age)] and was no more than four years older than said child, said act involving an act of sodomy |
| 06 O.C.G.A. § 16-6-4 (d) – (Misdemeanor) (Immoral/Indecent with a Child under Age 16) (Involves Sodomy) Effective: 09/29/2008, Updated: 10/07/2009  did commit an [(immoral) (indecent) with (Insert Name of Child), a child under the age of 16 years, involving the [(sexual organs) (mouth) (anus)] of the accused and the [(sexual organs) (mouth) (anus)] of said child, with the intent to [(arouse) (satisfy)] the sexual desires of [(said accused) (said child)] by (Insert Description of Act/Acts), at a time when said child was at least 13 years of age but less than 16 years of age and said accused was [(18 years of age) (less than 18 years of age)] and was no more than four years older than said child, said act involving an act of sodomy |
|  | |
| 16-6-5 | **Enticing a Child for Indecent Purposes** (Misdemeanor) Effective: 12/13/2008 |
| Enticing a Child for Indecent Purposes O.C.G.A. § 16-6-5 Effective: 12/13/2008, Updated: 12/13/2008  being [(18 years of age) (younger than 18 years of age)], did unlawfully [(solicit) (entice) (take)] (Insert Name of Child), a child at least 14 years of age but less than 16 years of age, to (Insert Address) for the purpose of [(child molestation) (indecent acts)], accused not being more than four years older than said child |
|  | |
| 16-6-8 | **Public Indecency** (Misdemeanor) Effective: 01/01/1990 |
| Public Indecency 01 O.C.G.A. § 16-6-8 (a) (1) – (Sexual Intercourse) Effective: 07/10/2007, Updated: 11/01/2008  did perform an act of sexual intercourse with (Insert Name of Person) [(in) (at)] (Insert Description of or Address of Place), a public place |
| Public Indecency 02 O.C.G.A. § 16-6-8 (a) (2) – (Lewd Exposure of Sexual Organs) Effective: 07/10/2007, Updated: 11/01/2008  did perform a lewd exposure of [(his) (her)] sexual organs [(in) (at)] (Insert Description of or Address of Place), a public place |
| Public Indecency 03 O.C.G.A. § 16-6-8 (a) (3) – (Lewd Appearance in State of Nudity) Effective: 11/01/2008, Updated: 11/01/2008  did perform a lewd appearance in a state of [(partial) (complete)] nudity [(in) (at)] (Insert Description of or Address of Place), a public place |
| Public Indecency 04 O.C.G.A. § 16-6-8 (a) (4) – (Lewd Caress or Fondling of the Body of Another) Effective: 11/01/2008, Updated: 11/01/2008  did perform a lewd [(caress) (indecent fondling)] of (Insert Name of Person Fondled), another person, [(in) (at)] (Insert Description of or Address of Place), a public place |
|  | |
| 16-6-9 | **Prostitution** (Misdemeanor) Effective: 01/01/1990 |
| Prostitution O.C.G.A. § 16-6-9 Effective: 07/10/2007, Updated: 12/06/2008  did unlawfully [(perform) (offer to perform) (consent to perform)] (Insert Name of Sexual Act: Sexual Intercourse, Sodomy, etc.), a sexual act, for [(money) (Insert Description of Other Item of Value)] |
|  | |
| 16-6-10 | **Keeping a Place of Prostitution** (Misdemeanor) Effective: 01/01/1990 |
| Keeping a Place of Prostitution O.C.G.A. § 16-6-10 Effective: 07/10/2007, Updated: 10/27/2008  did knowingly [(grant) (permit)] the use of (Insert Description of Place/Conveyance), a [(place) (conveyance)] over which the accused [(had) (exercised)] control, for the purpose of prostitution |
| PUNISHMENT PROVISIONS: Effective: 07/10/2007, Updated: 10/27/2008  SEE: 16-6-13(a) which provides that 16-6-10 through 16-6-12 will be punished as high and aggravated misdemeanors |
|  | |
| 16-6-11 | **Pimping** (Misdemeanor) Effective: 01/01/1990 |
| Pimping 01 O.C.G.A. § 16-6-11 (1) – (Offers or Agrees to Procure a Prostitute) Effective: 07/10/2007, Updated: 10/27/2008  did unlawfully [(offer) (agree)] to procure a prostitute for (Insert Name of Person for Whom Offer Made) |
| Pimping 02 O.C.G.A. § 16-6-11 (2) – (Offers or Agrees to Arrange Meeting for Purpose of Prostitution) Effective: 07/10/2007, Updated: 10/27/2008  did unlawfully [(offer) (agree)] to arrange a meeting of (Insert Names of those to Attend Meeting) for the purpose of prostitution |
| Pimping 03 O.C.G.A. § 16-6-11 (3) – (Direct or Provide Transportation to a Place for the Purpose of Prostitution) Effective: 07/10/2007, Updated: 10/27/2008  did unlawfully (direct) (transport) (Insert Name of Person Directed) to (Insert Description of Location) when accused [(knew) (should have known)] such (direction) (transportion) was for the purpose of prostitution |
| Pimping 04 O.C.G.A. § 16-6-11 (4) – (Received Money or Thing of Value from a Prostitute) Effective: 07/10/2007, Updated: 10/27/2008  did unlawfully receive (Insert Description of Item Received), [(money) (a thing of value)], from (Insert Name of Person from Whom Received), a prostitute, without lawful consideration, knowing it was earned in [(whole) (part)] from prostitution |
| Pimping 05 O.C.G.A. § 16-6-11 (5) – (Aid in the Commission of Prostitution) Effective: 07/10/2007, Updated: 10/27/2008  did unlawfully [(aid) (abet) (counsel) (command)] (Insert Name of Person) in the commission of prostitution by (Insert Description of Act) |
| Pimping 06 O.C.G.A. § 16-6-11 (5) – (Aid or Assist in Prostitution where Proceeds Divided on Pro Rata Basis) Effective: 07/10/2007, Updated: 10/27/2008  did [(aid) (assist)] (Insert Name of Person) in prostitution where the [(proceeds) (profits)] derived therefrom were to be divided on a pro rata basis, by (Insert Description of Aid/Assistance) |
| ~NOTE Effective: 07/10/2007, Updated: 08/14/2008  nOTE: 16-6-13(a) provides that 16-6-10 through 16-6-12 will be punished as high and aggravated misdemeanors |
| ~NOTE 2 Effective: 07/10/2007, Updated: 08/14/2008  nOTE: 16-6-13(b) provides that a person convicted of pimping or pandering when such offense involves the solicitation of a person under the age of 18 years to perform an act of prostitution or the assembly of two or more persons under the age of 18 at a fixed place for the purpose of being solicited by others to perform an act of prostitution shall be guilty of a felony |
|  | |
| 16-6-12 | **Pandering** (Misdemeanor) Effective: 01/01/1990 |
| Pandering 01 O.C.G.A. § 16-6-12 – (Solicits Prostitution in His or Her own Behalf) Effective: 07/10/2007, Updated: 10/27/2008  did unlawfully solicit (Insert Name of Person Solicited), to perform an act of prostitution in [(his) (her)] own behalf |
| Pandering 02 O.C.G.A. § 16-6-12 – (Solicits Prostitution in Behalf a Third Person) Effective: 07/10/2007, Updated: 10/27/2008  did unlawfully solicit (Insert Name of Person Solicited), to perform an act of prostitution in behalf of (Insert Name of Third Person), a third person |
| Pandering 03 O.C.G.A. § 16-6-12 – (Assembled Persons Together for purpose of being Solicited for Prostitution) Effective: 07/10/2007, Updated: 10/27/2008  knowingly assemble persons, to wit: (Insert Names of Persons Assembled), at (Insert Description of Location), for the purpose of being solicited by others to perform an act of prostitution |
| PUNISHMENT PROVISIONS: Effective: 07/10/2007, Updated: 10/27/2008  SEE: 16-6-13(a) provides that 16-6-10 through 16-6-12 will be punished as high and aggravated misdemeanors |
|  | |
| 16-6-15(a) | **Solicitation of Sodomy** (Misdemeanor) Effective: 07/10/2007 |
| Solicitation of Sodomy 01 O.C.G.A. § 16-6-15 (a) Effective: 07/10/2007, Updated: 10/27/2008  did unlawfully solicit (Insert Name of Person Solicited) to [(perform) (submit to)] an act of sodomy |
|  | |
| 16-6-16 | **Masturbation for Hire** (Misdemeanor) Effective: 01/01/1990 |
| Masturbation for Hire 01 O.C.G.A. § 16-6-16 – (By Manual Contact – For Money) Effective: 07/10/2007, Updated: 10/27/2008  did erotically stimulate the genital organs of (Insert Name of Person Stimulated) by manual contact for money |
| Masturbation for Hire 02 O.C.G.A. § 16-6-16 – (By Manual Contact – For Substantial Equivalent of Money) Effective: 07/10/2007, Updated: 10/27/2008  did erotically stimulate the genital organs of (Insert Name of Person Stimulated) by manual contact for (Insert Description and Amount of Payment), the substantial equivalent of money |
| Masturbation for Hire 03 O.C.G.A. § 16-6-16 – (By Bodily Contact – For Money) Effective: 10/27/2008, Updated: 10/27/2008  did erotically stimulate the genital organs of (Insert Name of Person Stimulated) by bodily contact other than sexual intercourse, to wit: (Describe Manner of Bodily Contact), for money |
| Masturbation for Hire 04 O.C.G.A. § 16-6-16 – (By Bodily Contact – For Substantial Equivalent of Money) Effective: 10/27/2008, Updated: 10/27/2008  did erotically stimulate the genital organs of (Insert Name of Person Stimulated) by bodily contact other than sexual intercourse, to wit: (Describe Manner of Bodily Contact), for (Insert Description and Amount of Payment), the substantial equivalent of money |
| Masturbation for Hire 05 O.C.G.A. § 16-6-16 – (By Instrumental Manipulation– For Money) Effective: 10/27/2008, Updated: 10/27/2008  did erotically stimulate the genital organs of (Insert Name of Person Stimulated) by instrumental manipulation for money |
| Masturbation for Hire 06 O.C.G.A. § 16-6-16 – (By Instrumental Manipulation – For Substantial Equivalent of Money) Effective: 10/27/2008, Updated: 10/27/2008  did erotically stimulate the genital organs of (Insert Name of Person Stimulated) by instrumental manipulation for (Insert Description and Amount of Payment), the substantial equivalent of money |
|  | |
| 16-6-17 | **Giving of Massages in Place Used for Lewdness** (Misdemeanor) Effective: 01/01/1990 |
| Giving Of Massages in Place Used For Lewdness O.C.G.A. § 16-6-17 Effective: 07/10/2007, Updated: 10/27/2008  being a [(masseur) (masseuse)], did massage (Insert Name of Person Massaged), in (Insert Description of or Address of Location), a place used for (lewdness) (assignation) (prostitution) (masturbation for hire) |
|  | |
| 16-6-18 | **Fornication** (Misdemeanor) Effective: 01/01/1990 |
| Fornication O.C.G.A. § 16-6-18 Effective: 07/10/2007, Updated: 10/27/2008  being an unmarried person, did voluntarily have sexual intercourse with (Insert Name of Person) |
|  | |
| 16-6-19 | **Adultery** (Misdemeanor) Effective: 01/01/1990 |
| Adultery O.C.G.A. § 16-6-19 Effective: 07/10/2007, Updated: 01/06/2009  being a married person, did voluntarily have sexual intercourse with (Insert Name of Person), said person not being the spouse of the accused |
|  | |
| 16-6-22.1(b) | **Sexual Battery** (Misdemeanor) Effective: 01/01/1990 |
| Sexual Battery 02 O.C.G.A. § 16-6-22.1(b) – (Second or Subsequent Offense) Effective: 11/07/2008, Updated: 02/17/2014  did intentionally make physical contact with the intimate parts of the body of (Insert Name of Victim), without the consent of said person, by (describe how and where/what body part was touched), and said accused, prior to committing the above-charged offense had been convicted of the following violation of code section 16-6-22.1(b) of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| Sexual Battery O.C.G.A. § 16-6-22.1(b) – (Generally) Effective: 07/10/2007, Updated: 02/17/2014  did intentionally make physical contact with the intimate parts of the body of (Insert Name of Victim), without the consent of said person, by (describe how and where/what body part was touched) |
|  | |
| 16-6-23 | **Publishing Identity of Rape Victim** (Misdemeanor) Effective: 01/01/1990 |
| Publishing Identity of Rape Victim 01 O.C.G.A. § 16-6-23 – (To Print, Publish, Broadcast, Televise or Disseminate Identity of Rape Victim) Effective: 07/10/2007, Updated: 11/10/2008  did unlawfully cause to be [(published) (broadcast) (televised) (disseminated)], the [(name) (identity)] of (Insert Name of Victim), a female upon [(who may have been raped) (whom an assault with intent to commit the offense of rape may have been made)], through (Insert Description of Medium of Dissemination), a medium of public dissemination |
| Publishing Identity of Rape Victim 02 O.C.G.A. § 16-6-23 – (Causing the Identity of Rape Victim to be Published through Newspaper, Magazine, or Periodical) Effective: 11/10/2008, Updated: 11/20/2008  did unlawfully cause to be [(published) (broadcast) (televised) (disseminated)], the [(name) (identity)] of (Insert Name of Victim), a female upon [(who may have been raped) (whom an assault with intent to commit the offense of rape may have been made)], in (Insert Name of Publication), a [(newspaper) (magazine) (periodical) ((Insert Description of “Other” Publication))] published in the State of Georgia |
| Publishing Identity of Rape Victim 03 O.C.G.A. § 16-6-23 – (Causing the Identity of Rape Victim to be Published through Radio or Television Broadcast) Effective: 11/10/2008, Updated: 11/10/2008  did unlawfully cause to be [(published) (broadcast) (televised) (disseminated)], the [(name) (identity)] of (Insert Name of Victim), a female upon [(who may have been raped) (whom an assault with intent to commit the offense of rape may have been made)], through a [(radio) (television)] broadcast originating in the State of Georgia from (Insert Name of Radio/Television Station) |
|  | |
| 16-7-21(a) | **Criminal Trespass** (Misdemeanor) Effective: 01/01/1990 |
| Criminal Trespass 01 O.C.G.A. § 16-7-21 (a) – (Intentionally Damages Property of Another) Effective: 07/10/2007, Updated: 09/18/2008  did intentionally damage (Insert Description of Property Damaged), the property of (Insert Name of Victim), without [(his) (her)] consent, by (Insert Description of Damage), said damage being [($500.00) ( less than $500.00)] |
| Criminal Trespass 02 O.C.G.A. § 16-7-21 (a) – (Interference with Possession/Use of Property) Effective: 07/10/2007, Updated: 09/18/200  did knowingly and maliciously interfere with the [(possession) (use)] of (Insert Description of Property), the property of (Insert Name of Victim), without [(his) (her)] consent, by (Insert Description of Act) |
|  | |
| 16-7-21(b) | **Criminal Trespass** (Misdemeanor) Effective: 01/01/1990 |
| Criminal Trespass 01 O.C.G.A. § 16-7-21 (b) (1) – (Unlawful Purpose – Land/Premises) Effective: 07/10/2007, Updated: 09/18/2008  did knowingly and without authority enter upon the [(land) (premises)] of (Insert Name of Victim) located at (Insert Address/Location) for (Insert Description of Unlawful Purpose), an unlawful purpose |
| Criminal Trespass 02 O.C.G.A. § 16-7-21 (b) (1) – (Unlawful Purpose – Vehicle/Railroad/Car/Aircraft/Watercraft) Effective: 07/10/2007, Updated: 09/18/2008  did knowingly and without authority enter into a part of a (Insert Description of Vehicle/Railroad Car/Aircraft/Watercraft), a [(vehicle) (railroad car) (aircraft) (watercraft)] belonging to (Insert Name of Victim) for (Insert Description of Unlawful Purpose), an unlawful purpose |
| Criminal Trespass 03 O.C.G.A. § 16-7-21 (b) (2) – (Entry Forbidden – Land/Premises) Effective: 07/10/2007, Updated: 11/20/2008  did knowingly and without authority enter upon the [(land) (premises)] of (Insert Name of Victim), the [(owner) (rightful occupant)], located at (Insert Address/Location), after having received notice from [(said owner) (said rightful occupant) ((Insert Name of Authorized Agent],the authorized representative of the [(owner) (rightful occupant)] that such entry was forbidden |
| Criminal Trespass 04 O.C.G.A. § 16-7-21 (b) (2) – (Entry Forbidden – Vehicle/Railroad/Car/Aircraft/Watercraft) Effective: 07/10/2007, Updated: 11/19/2008  did knowingly and without authority enter into a part of a (Insert Description of Vehicle/Railroad Car/Aircraft/Watercraft), a [(vehicle) (railroad car) (aircraft) (watercraft)] belonging to (Insert Name of Victim), the [(owner) (rightful occupant)], after having received notice from [(said owner) (said rightful occupant) (Insert Name of Authorized Agent],the authorized representative of the [(owner) (rightful occupant)] that such entry was forbidden |
| Criminal Trespass 05 O.C.G.A. § 16-7-21 (b) (3) – (Remains after Asked to Leave – Land/Premises) Effective: 07/10/2007, Updated: 11/20/2008  did knowingly and without authority remain upon the [(land) (premises)] of (Insert Name of Victim), the [(owner) (rightful occupant)], located at (Insert Address/Location), after having received notice from [(said owner) (said rightful occupant) ((Insert Name of Authorized Agent],the authorized representative of the [(owner) (rightful occupant)] to depart |
| Criminal Trespass 06 O.C.G.A. § 16-7-21 (b) (2) – (Remains after Asked to Leave – Vehicle/Railroad/Car/Aircraft/Watercraft) Effective: 09/18/2008, Updated: 11/20/2008  did knowingly and without authority remain in a part of a (Insert Description of Vehicle/Railroad Car/Aircraft/Watercraft), a [(vehicle) (railroad car) (aircraft) (watercraft)] belonging to (Insert Name of Victim), the [(owner) (rightful occupant)], after having received notice from [(said owner) (said rightful occupant) ((Insert Name of Authorized Agent],the authorized representative of the [(owner) (rightful occupant)] to depart |
|  | |
| 16-7-21(e) | **Criminal Trespass** (Misdemeanor) Effective: 07/10/2007 |
| Criminal Trespass 01 O.C.G.A. § 16-7-21 (e) – (Deface/Mutilate/Defile – Grave Marker/Monument/Memorial) Effective: 07/10/2007, Updated: 11/20/2008  did intentionally [(deface) (mutilate) (defile)] [(a) (an)] (Insert Description of Monument/Plaque/Marker), [(a grave marker)(a monument)(a memorial)] to one or more deceased persons who served in the military service [(of this state)(of the United States of America)(of the state of (Insert State of Service) of the United States of America)(of the Confederate States of America)(of the state of (Insert State of Service) of the Confederate States of America)] located at (Insert Address/Location) by (Insert Description of Acts) |
| Criminal Trespass 02 O.C.G.A. § 16-7-21 (e) – (Deface/Mutilate/Defile – Privately Owned Grave Monument/Plaque/Marker) Effective: 07/10/2007, Updated: 11/20/2008  did intentionally [(deface) (mutilate) (defile)] [(a) (an)] (Insert Description of Monument/Plaque/Marker), [(a grave marker)(a monument)(a memorial)] to one or more deceased persons who served in the military service [(of this state)(of the United States of America)(of the state of (Insert State of Service) of the United States of America)(of the Confederate States of America)(of the state of (Insert State of Service) of the Confederate States of America)] located at (Insert Address/Location), the property of (Insert Name of Owner), which was [(privately owned by) (located on privately owned land)], by (Insert Description of Acts), located at (Insert Address/Location), the property of (Insert Name of Owner), which was [(privately owned by) (located on privately owned land)], by (Insert Description of Acts) |
|  | |
| 16-7-24(b) | **Interference With Government Property** (Misdemeanor) Effective: 01/01/1990 |
| Interference with Government Property O.C.G.A. § 16-7-24 (b) – (Misdemeanor) Effective: 07/10/2007, Updated: 10/22/2008  did forcibly [(interfere with) (obstruct)] the passage [(into) (from)] (Insert Description of Government Property), property of (Insert Name of Government Unit), by (Insert Description of Act) |
|  | |
| 16-7-25 | **Interfering with Public Utility Property** (Misdemeanor) Effective: 01/01/1990 |
| Interfering with Public Utility Property 01 O.C.G.A. § 16-7-25 (a) – (Damaging Property Of Public Utility) Effective: 07/10/2007, Updated: 12/06/2008  did intentionally and without authority [(injure) (destroy)] a [(meter) (pipe) (conduit) (wire) (line) (post) (lamp) (Insert Description of Other Apparatus)], the property of (Insert Name of Owner), a [(public utility company) (municipality) (political subdivision)] engaged in the [(manufacture) (sale)] of [(electricity) (gas) (water) (telephone) (Insert Description of Other Public Service Applicable)] by (Describe Manner of Offense) |
| Interfering with Public Utility Property 02 O.C.G.A. § 16-7-25 (a) – (Preventing Meter from Properly Registering Amount of Service) Effective: 07/10/2007, Updated: 12/06/2008  did intentionally and without authority prevent a meter from properly registering the quantity of [(electricity) (gas) (water) (telephone) (Insert Description of Other Public Service Applicable)] supplied by (Insert Name of Victim), a [(public utility company) (municipality) (political subdivision)] engaged in the [(manufacture) (sale)] of [(electricity) (gas) (water) (telephone) (Insert Description of Other Public Service Applicable)] by (Describe Manner of Offense) |
| Interfering with Public Utility Property 03 O.C.G.A. § 16-7-25 (a) – (Interference with Proper Actions of Public Utility) Effective: 07/10/2007, Updated: 12/06/2008  did unlawfully interfere with the proper action of (Insert Name of Victim), a [(public utility company) (municipality) (political subdivision)] engaged in the [(manufacture) (sale)] of [(electricity) (gas) (water) (telephone) (Insert Description of Other Public Service Applicable)] by (Describe Manner of Offense) |
| Interfering with Public Utility Property 04 O.C.G.A. § 16-7-25 (a) – (Intentionally Diverting Services Of Public Utility) Effective: 07/10/2007, Updated: 12/06/2008  did intentionally divert [(electricity) (gas) (water) (telephone service) (Insert Description of Other Public Service Applicable)] from (Insert Name of Victim), a [(public utility company) (municipality) (political subdivision)] engaged in the [(manufacture) (sale)] of [(electricity) (gas) (water) (telephone) (Insert Description of Other Public Service Applicable)] by (Insert Description of Manner of Offense) |
| Interfering with Public Utility Property 05 O.C.G.A. § 16-7-25 (a) – (Using Services of Public Utility Without Consent) Effective: 07/10/2007, Updated: 12/06/2008  did intentionally and without authority [(use) (cause to be used)] [(electricity) (gas) (water) (telephone service) (Insert Description of Other Applicable Service Provided)] from (Insert Name of Victim), a [(public utility company) (municipality) (political subdivision)] engaged in the [(manufacture) (sale)] of [(electricity) (gas) (water) (telephone) (Insert Description of Other Public Service Applicable)] without the consent of said entity |
|  | |
| 16-7-27 | **Damaging Mail** (Misdemeanor) Effective: 12/05/2008 |
| Damaging Mail O.C.G.A. § 16-7-27 Effective: 12/05/2008, Updated: 12/05/2008  did [(willfully) (maliciously)] [(injure) (deface) (destroy)] mail located in a [(mailbox) (receptacle intended or used for the receipt or delivery of mail)] property of (Insert Name of Victim) located at (Insert Address of Mailbox), by (Describe Act) |
|  | |
| 16-7-27 | **Damaging Mailboxes** (Misdemeanor) Effective: 01/01/1990 |
| Damaging Mailboxes O.C.G.A. § 16-7-27 Effective: 07/10/2007, Updated: 12/05/2008  did [(willfully) (maliciously)] [(injure) (tear down) (destroy)] a [(mailbox) (receptacle intended or used for the receipt or delivery of mail)] property of (Insert Name of Victim) located at (Insert Address of Mailbox), by (Describe Act) |
|  | |
| 16-7-43 | **Littering** (Misdemeanor) Effective: 01/01/1990 |
| Littering 01 O.C.G.A. § 16-7-43 (a) – (Dumping on Public or Private Property) Effective: 07/10/2007, Updated: 11/28/2008  did unlawfully [(dump) (deposit) (throw) (leave)] litter on (Insert Description of Dump Area), [(public property) (private property not belonging to the accused) (waters in the State of Georgia)] |
| Littering 02 O.C.G.A. § 16-7-43 – (Causing or Permitting Dumping on Public or Private Property) Effective: 11/28/2008, Updated: 11/28/2008  did unlawfully [(cause) (permit)] the [(dumping) (depositing) (throwing) (-leaving)] of litter on (Insert Description of Dump Area), [(public property) (private property not belonging to the accused) (waters in the State of Georgia)] |
|  | |
| 16-7-43(g) | **Obstruction of Enforcement Personnel** (Misdemeanor) Effective: 11/28/2008 |
| Obstruction of Enforcement Personnel 01 O.C.G.A. § 16-7-43(g) – (Interference or Obstruction with Enforcement Officer in Connection Duties) Effective: 11/28/2008, Updated: 11/28/2008  did willfully [(obstruct) (resist) (impede) (interfere)] with (Insert Name of Lawfully Appointed Enforcement Officer), a person appointed pursuant to Code section 16-7-43 of the Official Code of Georgia, in connection with said person's [(enforcement of said Code section) (enforcement of local littering ordinances)], by (Insert Description of Act) |
| Obstruction of Enforcement Personnel 02 O.C.G.A. § 16-7-43(g) – (Interference or Obstruction with Enforcement Officer in Retaliation for Prior Act) Effective: 11/28/2008, Updated: 11/28/2008  did willfully [(obstruct) (resist) (impede) (interfere)] with (Insert Name of Lawfully Appointed Enforcement Officer), a person appointed pursuant to Code section 16-7-43 of the Official Code of Georgia, for the purpose of [(retaliating) (discriminating)] against said person as a reprisal for (Insert Act Causing the Reprisal), an [(act) (omission)] of said person, by (Insert Description of Act) |
|  | |
| 16-7-47 | **Misuse of Garbage Container** (Misdemeanor) Effective: 01/01/1990 |
| Misuse of Garbage Container 01 O.C.G.A. § 16-7-47 (b) – (Dumped Unauthorized Material into Container) Effective: 07/11/2007, Updated: 01/28/2009  did unlawfully dump [(refuse) (material)] into a container specifically marked for household garbage, said container being provided by (Insert Name of Providing Authority), the governing authority of (Insert Name of County) County |
| Misuse of Garbage Container 02 O.C.G.A. § 16-7-47 (c) – (Set Fire to, Scattered, dispersed Vandalized Contents of Container or the Container) Effective: 07/11/2007, Updated: 01/28/2009  did unlawfully [(set fire to) (indiscriminately scatter) (disperse) (vandalize)] the [(contents of a container) (container)] provided by the governing authority of (Insert Name of County) County for the dumping of [(trash) (garbage)] |
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| 16-7-52 | **Unlawful Dumping** (Misdemeanor) Effective: 01/01/1990 |
| 07 O.C.G.A. § 16-7-52(3) – (Upon Private Property – In Violation of State Law/Rule/Regulation) Effective: 08/12/2008, Updated: 08/12/2008  did intentionally, dump (Insert Description of Items Dumped), egregious litter in an amount [(not exceeding) (exceeding)] [(500 pounds in weight) (100 cubic feet in volume)], [(in) (on)] (Insert Location), property of (Insert Name of Property Owner), in violation of (Insert Citation of Code Section/Rule/Regulation Violated), a state [(law) (rule) (regulation), by (Insert Description of Violation) |
| Unlawful Dumping 01 O.C.G.A. § 16-7-52(1) – (Upon Public Highway) Effective: 07/11/2007, Updated: 08/12/2008  did intentionally, without authority, dump (Insert Description of Items Dumped), egregious litter in an amount [(not exceeding) (exceeding)] [(500 pounds in weight) (100 cubic feet in volume)], [(in) (on)] a public [(highway) (road) (alley) (thoroughfare)], to wit: (Insert Name of Highway/Road/Alley/Thoroughfare) |
| Unlawful Dumping 02 O.C.G.A. § 16-7-52(1) – (Upon Right of Way) Effective: 07/11/2007, Updated: 08/12/2008  did intentionally, without authority, dump (Insert Description of Items Dumped), egregious litter in an amount [(not exceeding) (exceeding)] [(500 pounds in weight) (100 cubic feet in volume)], [(in) (on)] the right of way of a public [(highway) (road) (alley) (thoroughfare)], to wit: (Insert Name of Highway/Road/Alley/Thoroughfare) |
| Unlawful Dumping 03 O.C.G.A. § 16-7-52(1) – (Upon Public Lands) Effective: 07/11/2007, Updated: 08/12/2008  did intentionally, without authority, dump (Insert Description of Items Dumped), egregious litter in an amount [(not exceeding) (exceeding)] [(500 pounds in weight) (100 cubic feet in volume)], [(in) (on)] (Insert Description of Public Land), public land of (Insert Name of Public Entity) |
| Unlawful Dumping 04 O.C.G.A. § 16-7-52(2) – (Upon Waterway) Effective: 08/12/2008, Updated: 11/20/2008  did intentionally, without authority, dump (Insert Description of Items Dumped), egregious litter in an amount [(not exceeding) (exceeding)] [(500 pounds in weight) (100 cubic feet in volume)], [(in) (on)] [(a fresh-water ((lake) (river) (canal) (stream))) ((tidal) (coastal) water, to wit: (Insert Name of Waterway) |
| Unlawful Dumping 05 O.C.G.A. § 16-7-52(3) – (Upon Private Property – Without Permission)  Effective: 08/12/2008, Updated: 08/12/2008  did intentionally, dump (Insert Description of Items Dumped), egregious litter, [(in) (on)] (Insert Location) in an amount [(not exceeding) (exceeding)] [(500 pounds in weight) (100 cubic feet in volume)], property of (Insert Name of Property Owner), without the consent of said owner |
| Unlawful Dumping 06 O.C.G.A. § 16-7-52(3) – (Upon Private Property – Adverse to Public Health) Effective: 08/12/2008, Updated: 08/12/2008  did intentionally, dump (Insert Description of Items Dumped), egregious litter in an amount [(not exceeding) (exceeding)] [(500 pounds in weight) (100 cubic feet in volume)], [(in) (on)] (Insert Location), property of (Insert Name of Property Owner), said litter having an adverse affect on the public health by (Insert Description of Adverse Impact) |
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| 16-7-58 | **Unlawful Placement of Posters, Signs, or Advertisements** (Misdemeanor) Effective: 10/04/2009 |
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| 16-7-63(a) | **Improper Burning** (Misdemeanor) Effective: 12/27/2008 |
| 01 O.C.G.A. § 16-7-63 (a) (2) – (Burning without Precautions to Prevent Escape onto Land of Another) Effective: 12/27/2008, Updated: 12/27/2008  did burn [(brush) (a field) (forest land) (a campfire) (debris)] on the land of [(accused) (Insert Name of Other Owner)] located at (Insert Location), without taking the necessary precautions [(before) (during) (after)] the fire to prevent the escape of said fire onto the lands of (Insert Name of Person) |
| 02 O.C.G.A. § 16-7-63 (a) (3) – (Caused Fire by Discarding Lighted Cigarette, Cigar, or Debris) Effective: 12/27/2008, Updated: 12/27/2008  did cause a fire at (Insert Location) by discarding a [(lighted cigarette) (lighted cigar) (lighted debris)] that may cause a forest fire |
| 03 O.C.G.A. § 16-7-63 (a) (3) – (Caused Fire by Discarding Flaming or Smoldering Material) Effective: 12/27/2008, Updated: 12/27/2008  did cause a fire at (Insert Location) by discarding (Insert Description of Item Discarded), a [(flaming) (smoldering)] material that may cause a forest fire |
|  | |
| 16-7-63(a)(4) | **Damaging a Wildfire Suppression Device** (Misdemeanor) Effective: 12/27/2008 |
| Damaging a Wildfire Suppression Device O.C.G.A. §16-7-63 (a) (4) Effective: 12/27/2008, Updated: 10/07/2009  did [(destroy) (damage)] (Insert Name of Material or Device), a [(material) (device)] used in the [(detection) (suppression)] of wildfires, by (Insert Description of Act) |
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| 16-7-85 | **Hoax Devices** (Misdemeanor) Effective: 07/11/2007 |
| Hoax Devices O.C.G.A. § 16-7-85 (a) - Misdemeanor Effective: 07/11/2007, Updated: 01/06/2009  did unlawfully [(manufacture) (possess) (transport) (distribute) (use)] (Insert Name of Device), a [(hoax device) (replica)] of a [(destructive device) (detonator)] with the intent to cause (Insert Name of Victim) to believe that said [(hoax device) (replica)] was a [(destructive device) (detonator)] |
|  | |
| 16-8-2 | **Theft by Taking** (Misdemeanor) Effective: 01/01/1990 |
| 01. 16-8-2 Theft by taking. (Takes) (Effective July 1, 2012) Effective: 07/01/2012, Updated: 07/24/2012  did then and there unlawfully take <O>, the property of <O>, with a value <of one thousand five hundred dollars ($1,500.00) or less> <greater than one thousand five hundred dollars ($1,500.00)> <of five thousand dollars ($5,000.00) or more>, <to wit: > <the exact value being unknown to the Grand Jurors> with the intent to deprive said owner of said property, |
| 02. 16-8-2 Theft by taking. (Appropriates) (Effective July 1, 2012) Effective: 07/01/2012, Updated: 07/24/2012  being in lawful possession of <O>, the property of <O>, with a value <of one thousand five hundred dollars ($1,500.00) or less> <greater than one thousand five hundred dollars ($1,500.00)> <of five thousand dollars ($5,000.00) or more>, <to wit: > <the exact value being unknown to the Grand Jurors> did then and there unlawfully appropriate said property with the intention of depriving said owner of said property, |
| 99. PENALTY PROVISIONS:  Effective: 09/12/2008, Updated: 07/24/2012  See, O.C.G.A. § 16-8-12. Penalties for violation of Code Sections 16-8-2 through 16-8-9. |
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| 16-8-3 | **Theft by Deception** (Misdemeanor) Effective: 01/01/1990 |
| 04. 16-8-3 Theft by deception. ($1,500.00 or less) (Effective July 1, 2012) Effective: 07/01/2012, Updated: 07/24/2012  did then and there unlawfully obtain <O>, the property of <O>, with a value of one thousand five hundred dollars ($1,500.00) or less, <to wit: > <the exact value being unknown to the Grand Jurors> with the intent to deprive said owner of said property by <deceitful means><artful practice> in that <he/she> did intentionally <create/confirm an impression of a (fact) (past event) which was false><failed to correct a false impression of a (fact) (past event) which he/she (created) (confirmed)><prevented another, to wit: <O>, from acquiring information pertinent to the disposition of said property> <sold/transferred/encumbered said property and failed to disclose a substantial and valid known lien/adverse claim/legal impediment to the enjoyment of the property><promised performance of services without the intent to perform>, |
| 99. PENALTY PROVISIONS:  Effective: 07/11/2007, Updated: 07/24/2012  See, O.C.G.A. § 16-8-12. Penalties for violation of Code Sections 16-8-2 through 16-8-9. |
|  | |
| 16-8-4 | **Theft by Conversion** (Misdemeanor) Effective: 01/01/1990 |
| 4. 16-8-4 Theft by conversion. ($1,500.00 or less) (Effective July 1, 2012) Effective: 07/01/2012, Updated: 07/24/2012  having lawfully obtained <funds><property, to wit: (O),>, the property of <O>, with a value of one thousand five hundred dollars ($1,500.00) or less, under <an agreement><a known legal obligation, to wit: (O),> to make a specified <application of said funds><disposition of said property>, to wit: <O>, did knowingly convert said <funds><property> to <his/her> own use in violation of the <agreement><legal obligation>, |
|  | |
| 16-8-5 | **Theft of Services** (Misdemeanor) Effective: 01/01/1990 |
| 4. 16-8-5 Theft of services. ($1,500.00 or less) (Effective July 1, 2012) Effective: 07/01/2012, Updated: 07/24/2012  did then and there unlawfully by deception, and with intent to avoid payment, knowingly obtain <services><accommodations><entertainment><use of personal property>, to wit: <O>, from <O>, with a value of one thousand five hundred dollars ($1,500.00) or less, which <was><were> available only for compensation, |
| 99. PENALTY PROVISIONS:  Effective: 11/14/2008, Updated: 07/24/2012  See, O.C.G.A. § 16-8-12. Penalties for violation of Code Sections 16-8-2 through 16-8-9. |
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| 16-8-5.2 | **Retail Property Fencing** (Misdemeanor) Effective: 03/20/2009 |
| 01 O.C.G.A. § 16-8-5.2 (b) (1) – (With Intent to Transfer, Sell or Distribute Retail Property to a Retail Property Fence) (Value of $500.00 or Less) Effective: 03/20/2009, Updated: 03/20/2009  did unlawfully [(receive) (dispose of) (retain)] (Insert Description of Applicable Retail Property), with a value of [($500.00) (less than $500.00)], retail property of (Insert Name of Property Owner) which was [(taken) (shoplifted)] over a period not exceeding 180 days, with the intent to [(transfer) (sell) (distribute)] to a retail property fence |
| 02 O.C.G.A. § 16-8-5.2 (b) (2) – (Attempt or Cause Retail Property to be Offered for Sale, Transfer or Distribution for Money or Other Value) (Value Exceeding $500.00) Effective: 03/20/2009, Updated: 03/20/2009  did unlawfully [(receive) (dispose of) (retain)] (Insert Description of Applicable Retail Property), with a value of [($500.00) (less than $500.00)], retail property of (Insert Name of Property Owner) which was [(taken) (shoplifted)] over a period not exceeding 180 days, with the intent to [(attempt) (cause)] said retail property to be offered for [(sale) (transfer) (distribute)] for [(money) (Insert Description of Other Value)] |
| 03 O.C.G.A. § 16-8-5.2 (b) (1) – (With Intent to Transfer, Sell or Distribute Retail Property to a Retail Property Fence) (Motor Vehicle Part/Component – Value of $100.00 or less) Effective: 03/20/2009, Updated: 03/20/2009  did unlawfully [(receive) (dispose of) (retain)] (Insert Description of Motor Vehicle Part/Component), a motor vehicle [(part) (component)] with a value of [($100.00) (less than $100.00)], retail property of (Insert Name of Property Owner) which was [(taken) (shoplifted)] over a period not exceeding 180 days, with the intent to [(transfer) (sell) (distribute)] to a retail property fence |
| 04 O.C.G.A. § 16-8-5.2 (b) (2) – (Attempt or Cause Retail Property to be Offered for Sale, Transfer or Distribution for Money or Other Value) (Motor Vehicle Part/Component – Value of $100.00 or less) Effective: 03/20/2009, Updated: 03/20/2009  did unlawfully [(receive) (dispose of) (retain)] (Insert Description of Motor Vehicle Part/Component), a motor vehicle [(part) (component)] with a value of [($100.00) (less than $100.00)], retail property of (Insert Name of Property Owner) which was [(taken) (shoplifted)] over a period not exceeding 180 days, with the intent to [(attempt) (cause)] said retail property to be offered for [(sale) (transfer) (distribute)] for [(money) (Insert Description of Other Value)] |
| 05 O.C.G.A. § 16-8-5.2 (b) (1) – (With Intent to Transfer, Sell or Distribute Retail Property to a Retail Property Fence) (Ferrous/Regulated Metals – with Value of $500.00 or Less) Effective: 03/20/2009, Updated: 03/20/2009  did unlawfully [(receive) (dispose of) (retain)] a [(ferrous metal) (regulated metal) as defined in code section 10-1-350 of the Official Code of Georgia, with an aggregate value in its original, undamaged condition of [($500.00) (less than $500.00)], retail property of (Insert Name of Property Owner) which was [(taken) (shoplifted)] over a period not exceeding 180 days, with the intent to [(transfer) (sell) (distribute)] to a retail property fence |
| 06 O.C.G.A. § 16-8-5.2 (b) (2) – (Attempt or Cause Retail Property to be Offered for Sale, Transfer or Distribution for Money or Other Value) (Ferrous/Regulated Metals – with Value of $500.00 or Less) Effective: 03/20/2009, Updated: 03/20/2009  did unlawfully [(receive) (dispose of) (retain)] a [(ferrous metal) (regulated metal) as defined in code section 10-1-350 of the Official Code of Georgia, with an aggregate value in its original, undamaged condition of [($500.00) (less than $500.00)], retail property of (Insert Name of Property Owner) which was [(taken) (shoplifted)] over a period not exceeding 180 days, with the intent to [(attempt) (cause)] said retail property to be offered for [(sale) (transfer) (distribute)] for [(money) (Insert Description of Other Value)] |
| 07 O.C.G.A. § 16-8-5.2 (c) – (Receiving or Disposing of Retail Property with Intent to Distribute the Proceeds) (Value of $500.00 or Less) Effective: 03/20/2009, Updated: 03/20/2009  did knowingly [(receive) (possess) (conceal) (store) (barter) (sell) (dispose of)] (Insert Description of Applicable Retail Property), with a value of [($500.00) (less than $500.00)], retail property of (Insert Name of Property Owner), which accused [(knew) (should have known)] to have been [(taken) (stolen)] in violation of Subsection (c) of Code Section 16-8-5.2 of the Official Code of Georgia, with the intent to distribute the proceeds to (Describe Manner of Distribution) |
| 08 O.C.G.A. § 16-8-5.2 (c) – [Receiving or Disposing of Retail Property with Intent to Promote, Manage, Carry on or Facilitate an Offense Described in OCGA 16-8-5.2 (c)] (Value of $500.00 or Less) Effective: 03/20/2009, Updated: 03/20/2009  did knowingly [(receive) (possess) (conceal) (store) (barter) (sell) (dispose of)] (Insert Description of Applicable Retail Property), with a value of [($500.00) (less than $500.00)], retail property of (Insert Name of Property Owner), which accused [(knew) (should have known)] to have been [(taken) (stolen)] in violation of Subsection (c) of Code Section 16-8-5.2 of the Official Code of Georgia, with the intent to [(promote) (manage) (carry on) (facilitate)] (Insert Description of Offense), an offense described in Subsection (c) of Code Section 16-8-5.2 of the Official Code of Georgia |
| 09 O.C.G.A. § 16-8-5.2 (c) – (Receiving or Disposing of Retail Property with Intent to Distribute the Proceeds) (Motor Vehicle Part/Component – With a Value of $100.00 or Less) Effective: 03/20/2009, Updated: 03/20/2009  did knowingly [(receive) (possess) (conceal) (store) (barter) (sell) (dispose of)] (Insert Description of Motor Vehicle Part/Component), a motor vehicle [(part) (component)] with a value of [($100.00) (less than $100.00)], retail property of (Insert Name of Property Owner), which accused [(knew) (should have known)] to have been [(taken) (stolen)] in violation of Subsection (c) of Code Section 16-8-5.2 of the Official Code of Georgia, with the intent to distribute the proceeds to (Describe Manner of Distribution) |
| 10 O.C.G.A. § 16-8-5.2 (c) – [Receiving or Disposing of Retail Property with Intent to Promote, Manage, Carry on or Facilitate an Offense Described in OCGA 16-8-5.2 (c)] (Motor Vehicle Part/Component – With a Value of $100.00  Effective: 03/20/2009, Updated: 03/20/2009  did knowingly [(receive) (possess) (conceal) (store) (barter) (sell) (dispose of)] (Insert Description of Motor Vehicle Part/Component), a motor vehicle [(part) (component)] with a value of [($100.00) (less than $100.00)], retail property of (Insert Name of Property Owner), which accused [(knew) (should have known)] to have been [(taken) (stolen)] in violation of Subsection (c) of Code Section 16-8-5.2 of the Official Code of Georgia, with the intent to [(promote) (manage) (carry on) (facilitate)] (Insert Description of Offense), an offense described in Subsection (c) of Code Section 16-8-5.2 of the Official Code of Georgia |
| 11 O.C.G.A. § 16-8-5.2 (c) – (Receiving or Disposing of Retail Property with Intent to Distribute the Proceeds) (Ferrous/Regulated Metals – With a Value of $500.00 or Less) Effective: 03/20/2009, Updated: 03/20/2009  did knowingly [(receive) (possess) (conceal) (store) (barter) (sell) (dispose of)] a [(ferrous metal) (regulated metal) as defined in code section 10-1-350 of the Official Code of Georgia, with an aggregate value in its original, undamaged condition of [($500.00) (Less than $500.00)], retail property of (Insert Name of Property Owner), which accused [(knew) (should have known)] to have been [(taken) (stolen)] in violation of Subsection (c) of Code Section 16-8-5.2 of the Official Code of Georgia, with the intent to distribute the proceeds to (Describe Manner of Distribution) |
| 12 O.C.G.A. § 16-8-5.2 (c) – [Receiving or Disposing of Retail Property with Intent to Promote, Manage, Carry on or Facilitate an Offense Described in OCGA 16-8-5.2 (c)] (Ferrous/Regulated Metals) Effective: 03/20/2009, Updated: 03/20/2009  did knowingly [(receive) (possess) (conceal) (store) (barter) (sell) (dispose of)] a [(ferrous metal) (regulated metal) as defined in code section 10-1-350 of the Official Code of Georgia, with an aggregate value in its original, undamaged condition of [($500.00) (Less than $500.00)], retail property of (Insert Name of Property Owner), which accused [(knew) (should have known)] to have been [(taken) (stolen)] in violation of Subsection (c) of Code Section 16-8-5.2 of the Official Code of Georgia, with the intent to [(promote) (manage) (carry on) (facilitate)] (Insert Description of Offense), an offense described in Subsection (c) of Code Section 16-8-5.2 of the Official Code of Georgia |
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| 16-8-6 | **Theft of Lost or Mislaid Property** (Misdemeanor) Effective: 01/01/1990 |
| 4. 16-8-6 Theft of lost or mislaid property. ($1,500.00 or less) (Effective July 1, 2012) Effective: 07/01/2012, Updated: 07/24/2012  did then and there come into control of <O>, the property of <O>, that he <knew><learned> to have been <lost><mislaid>, with a value of one thousand five hundred dollars ($1,500.00) or less, and did appropriate said property to <his/her> own use without first taking reasonable measures to restore said property to the owner, |
| 99. PENALTY PROVISIONS:  Effective: 11/22/2008, Updated: 07/24/2012  See, O.C.G.A. § 16-8-12. Penalties for violation of Code Sections 16-8-2 through 16-8-9. |
|  | |
| 16-8-7 | **Theft by Receiving Stolen Property** (Misdemeanor) Effective: 01/01/1990 |
| 04. 16-8-7 Theft by receiving. ($1,500.00 or less) (Effective July 1, 2012) Effective: 06/28/2012, Updated: 07/24/2012  did then and there unlawfully <receive><dispose of><retain> stolen property, to wit: <O>, the property of <O>, with a value of one thousand five hundred dollars ($1,500.00) or less, <to wit: > <the exact value being unknown to the Grand Jurors>, which <he/she> <knew><should have known> was stolen, said property not have been <received><disposed of><retained> with the intent to restore it to said owner, |
| 99. PENALTY PROVISIONS:  Effective: 09/18/2008, Updated: 07/24/2012  See, O.C.G.A. § 16-8-12. Penalties for violation of Code Sections 16-8-2 through 16-8-9. |
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| 16-8-8 | **Theft by Receiving Property Stolen in Another State** (Misdemeanor) Effective: 01/01/1990 |
| 4. 16-8-8 Theft by receiving property stolen in another state. ($1,500.00 or less) (Effective July 1, 2012) Effective: 07/01/2012, Updated: 07/24/2012  did then and there unlawfully <receive><dispose of><retain> property, to wit: <O>, stolen in another state, to wit: <O>, with a value of one thousand five hundred dollars ($1,500.00) or less, <to wit: > <the exact value being unknown to the Grand Jurors>, which <he/she> <knew><should have known> was stolen, said property not have been <received><disposed of><retained> with the intent to restore it to the owner, |
| 99. PENALTY PROVISIONS:  Effective: 11/22/2008, Updated: 07/24/2012  See, O.C.G.A. § 16-8-12. Penalties for violation of Code Sections 16-8-2 through 16-8-9. |
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| 16-8-9 | **Theft by Bringing Stolen Property Into State** (Misdemeanor) Effective: 01/01/1990 |
| 4. 16-8-9 Theft by bringing stolen property into state. ($1,500.00 or less) (Effective July 1, 2012) Effective: 07/01/2012, Updated: 07/24/2012  did bring stolen property into the State of Georgia, to wit: <O> the property of <O>, with a value of one thousand five hundred dollars ($1,500.00) or less, <to wit: > <the exact value being unknown to the Grand Jurors>, which <he/she> <knew><should have known> was stolen in another state, to wit: <O>, |
| 99. PENALTY PROVISIONS:  Effective: 07/11/2007, Updated: 07/24/2012  See, O.C.G.A. § 16-8-12. Penalties for violation of Code Sections 16-8-2 through 16-8-9. |
|  | |
| 16-8-14 | **Theft by Shoplifting** (Misdemeanor) Effective: 01/01/1990 |
| (a) Effective: 08/20/2012, Updated: 08/23/2012  did unlawfully [(take) (conceal)(alter the price tag or other price marking on the goods or merchandise)(transfer the goods from one container to another)(interchange the label or price tag from one item of merchandise with a label or price tag for another item of merchandise) (wrongfully cause the amount paid to be less than the merchant's stated price)] (Insert Description of Items Taken/Concealed/altered, etc), [(goods) (merchandise) being the property of (Insert Name of Store), a [(store) (retail establishment)], with a value of [($500.00) (less than $500.00)], with the intent to appropriate said property to the [(his) (her)] own use without paying said owner for said property |
| (b)(1) Misd Effective: 08/20/2012, Updated: 08/27/2012  did unlawfully [(take) (conceal)(alter the price tag or other price marking on the goods or merchandise)(transfer the goods from one container to another)(interchange the label or price tag from one item of merchandise with a label or price tag for another item of merchandise) (wrongfully cause the amount paid to be less than the merchant's stated price)] (Insert Description of Items Taken/Concealed/altered, etc), [(goods) (merchandise) being the property of (Insert Name of Store), a [(store) (retail establishment)], with a value of [($500.00) (less than $500.00)], with the intent to appropriate said property to the [(his) (her)] own use without paying said owner for said property |
|  | |
| 16-8-14.1 | **Refund Fraud** (Misdemeanor) Effective: 07/01/2014 |
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| 16-8-20 | **Livestock Theft** (Misdemeanor) Effective: 01/01/1990 |
| Livestock Theft 01 O.C.G.A, § 16-8-20 – (Unlawful Taking) Effective: 07/16/2007, Updated: 09/18/2008  did unlawfully take [(a) (an)] (Insert Description of Livestock Taken), livestock, the property of (Insert Name of Victim), with a value of [($100.00) (less than $100.00)], with the intention of depriving said owner of said livestock |
| Livestock Theft 02 O.C.G.A, § 16-8-20 – (Unlawful Appropriation) Effective: 07/16/2007, Updated: 09/18/2008  being in lawful possession thereof, did unlawfully appropriate [(a) (an)] (Insert Description of Livestock Taken), livestock, the property of (Insert Name of Victim), with a value of [($100.00) (less than $100.00)], with the intention of depriving said owner of said livestock |
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| 16-8-21(b) | **Removal of Shopping Cart** (Misdemeanor) Effective: 01/01/1990 |
| Removal of Shopping Carts 01 O.C.G.A. § 16-8-21 (b) (Copy) Effective: 07/11/2007, Updated: 08/20/2012  did unlawfully remove a shopping cart from the premises of (Insert Name of Owner of Premises) , without the consent of (Insert Name of Owner), the [(owner) (owner's agent) (owner's servant) (owner's employee)] |
|  | |
| 16-8-21(c) | **Abandonment of Shopping Cart** (Misdemeanor) Effective: 09/18/2008 |
| Abandonment of Shopping Cart 01 O.C.G.A. § 16-8-21 (c) Effective: 09/18/2008, Updated: 09/18/2008  did unlawfully abandon a shopping cart belonging to (Insert Name of Owner) upon (Insert Address/Location Abandoned), a [(public street) (sidewalk) (way) (parking lot other than a parking lot on the premises of said owner)] |
|  | |
| 16-8-22 | **Cargo Theft** (Misdemeanor) Effective: 07/01/2014 |
| Cargo Theft 16-8-22(b)(1) Effective: 07/01/2014, Updated: 06/23/2014  did unlawfully take [(a vehicle engaged in commercial transportation of cargo, to wit: (describe vehicle)) (an appurtenance to a vehicle engaged in the commercial transportation of cargo, to wit: (describe attachment or equipment)) (the cargo of a vehicle engaged in commercial transportation, to wit: (describe cargo), the property of [Name of owner], having a collective fair market value of [($1500.00 or less)] with the intention of depriving [Name of owner] of said property. |
| Cargo Theft 16-8-22(e) Effective: 07/01/2014, Updated: 06/23/2014  did, while being in lawful possession thereof, unlawfully appropriate [(a vehicle engaged in commercial transportation of cargo, to wit (describe vehicle) (an appurtenance to a vehicle engaged in the commercial transportation of cargo, to wit: (describe attachment or equipment)) (the cargo of a vehicle engaged in commercial transportation, to wit: (describe cargo), the property of [Name of owner] with the intention of depriving [Name of owner] of the property. |
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| 16-8-61 | **Failure to Display Official Rating on Video Movies** (Misdemeanor) Effective: 06/14/2007 |
| Failure to Display Official Rating on Video Movies O.C.G.A. § 16-8-61 Effective: 07/12/2007, Updated: 11/22/2008  did unlawfully [(sell) (rent) (loan) (disseminate or distribute for monetary consideration)] (Insert Title of Movie), a video movie, without having the official rating of the motion picture, from which the video movie is copied, being displayed clearly and prominently in boldface type on the outside of the [(cassette) (case) (jacket) (covering)] containing said video movie |
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| 16-8-62 | **Film Piracy** (Misdemeanor) Effective: 07/10/2007 |
| Film Piracy O.C.G.A. § 16-8-62 Effective: 07/12/2007, Updated: 11/22/2008  did knowingly operate the recording function of (Insert Name of Audiovisual Device), an audiovisual device, while (Insert Name of Motion Picture), a motion picture, was being exhibited, without the consent of (Insert Name of Owner/Operator/Lessee), the (owner) (operator) (lessee) of (Insert Name of Exhibition Facility), the exhibition facility, and (Insert Name of Licensor of Motion Picture), the licensor of the motion picture being exhibited |
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| 16-9-1(e) | **Forgery in the Fourth Degree** (Misdemeanor) Effective: 07/24/2012 |
| (e)(1) Effective: 08/09/2012, Updated: 08/09/2012  with intent to defraud, did knowingly [(make) (alter) (possess) (utter) (deliver)] any check [insert Bank name, check # and amount] written in the amount less than $1,500 in such manner that the check purports to have been made with the authority of (insert name of person), who did not give such authority |
| (e)(1) other provisions Effective: 08/09/2012, Updated: 08/09/2012  with intent to defraud, did knowingly [(make) (alter) (possess) (utter) (deliver)] any check [insert Bank name, check # and amount] written in the amount less than $1,500 in such manner that the check having been made with (insert provision of original check) in such a manner that said check as [(made) (altered)(possess)(utter) (deliver)] purports to have been made on (Insert Altered provisions), different provision(s) |
| (e)(1) another person  Effective: 08/09/2012, Updated: 08/09/2012  with the intent to defraud, did knowingly [(make) (alter) (possess)(utter)(deliver)] any check (insert Bank name, check # and amount] written in the amount less than $1,500.00 in such a manner that the check as made or altered purports to have been made by (insert name), another person |
| (e)(1) another time Effective: 08/09/2012, Updated: 08/09/2012  with intent to defraud, did knowingly [(make) (alter) (possess) (utter) (deliver)] any check [insert Bank name, check # and amount] written in the amount less than $1,500 in such manner that the check having been made on (Insert Time/Date of Original Writing), in such a manner that said check as [(made) (altered)(possess)(utter) (deliver)] purports to have been made on (Insert Time/Date as Altered), another time |
| (e)(1) fictitious name Effective: 08/09/2012, Updated: 08/09/2012  with the intent to defraud, did knowingly [(make) (alter) (possess)(utter)(deliver)] any check (insert Bank name, check # and amount) written in the amount less than $1,500.00 in the fictitious name of (insert fictitious name) |
| (e)(2) another person Effective: 08/09/2012, Updated: 08/09/2012  with the intent to defraud, did knowingly possess less than ten (10) checks written without a specified amount [insert Bank name and check #s] in such a manner that the check(s) as made or altered purports to have been made by (insert name), another person |
| (e)(2) different provisions Effective: 08/09/2012, Updated: 08/09/2012  with intent to defraud, did knowingly possess less than ten (10) checks written without a specified amount [insert Bank name, check #s] in such manner that the check(s) having been made with (Insert provisions of original check) , in such a manner that said check(s) as possessed purport(s) to have been made with (Insert altered provisions), different provision(s) |
| (e)(2) fictitious name Effective: 08/09/2012, Updated: 08/09/2012  with the intent to defraud, did knowingly possess less than ten (10) checks written without a specified amount [insert Bank name and check #s] in the name of (insert name), a fictitious name |
| (e)(2) no authority Effective: 08/09/2012, Updated: 08/09/2012  with intent to defraud, did knowingly possess less than ten (10) checks written without a specified amount [insert Bank name, check #s] in such manner that the check(s) purport(s) to have been made with the authority of (insert name of person), who did not give such authority |
| (e)(2) other time Effective: 08/09/2012, Updated: 08/09/2012  with intent to defraud, did knowingly possess less than ten (10) checks written without a specified amount [insert Bank name, check #s] in such manner that the check(s) having been made on (Insert Time/Date of Original Writing), in such a manner that said check(s) as possessed purport(s) to have been made on (Insert Time/Date as Altered), another/other time(s) |
| z. NOTE. Effective July 1, 2012 Effective: 07/24/2012, Updated: 08/09/2012  (e) A person commits the offense of forgery in the fourth degree when with the intent to defraud he or she knowingly: (1) Makes, alters, possesses, utters, or delivers any check written in the amount of less than $1,500.00 in a fictitious name or in such manner that the check as made or altered purports to have been made by another person, at another time, with different provisions, or by authority of one who did not give such authority; or (2) Possesses less than ten checks written without a specified amount in a fictitious name or in such manner that the checks as made or altered purport to have been made by another person, at another time, with different provisions, or by authority of one who did not give such authority. |
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| 16-9-4 | **False Identification Document** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 16-9-4 (b) (1) – (Possession, Display or Use of False Identification Document) Effective: 12/02/2008, Updated: 12/02/2008  did knowingly [(possess) (display) (use)] (Insert Description of Document), a [(false) (fraudulent) (altered)] identification document |
| 02 O.C.G.A. § 16-9-4 (b) (3) – (False Identification Document – Containing Trademark or Trademark of Another) Effective: 12/02/2008, Updated: 12/02/2008  did knowingly [(manufacture) (alter) (sell) (distribute) (deliver) (possess with intent to sell) (possess with intent to deliver) (possess with intent to distribute) (offer for sale) (offer for delivery) (offer for distribution)] (Insert Description of Document), an identification document containing the [(trademark) (trade name)] of (Insert Name of Owner), the owner, without having obtained the written consent of said owner of said [(trademark) (trade name)] |
| 03 O.C.G.A. § 16-9-4 (b) (6) – (Possession, Display of Identification Document of Another Without Consent) Effective: 12/02/2008, Updated: 12/02/2008  did knowingly [(possess) (display) (use)] (Insert Description of Document), an identification document issued [(to) (on behalf of)] (Insert Name of Other Person), another person, without the [(permission) (consent)] of said other person, said document not having been [(possessed) (displayed) (used)] with intent to restore it to said other person or to the (Insert Name of Issuing Government Agency or Other Entity), the [(government agency) (entity)] that issued the identification document to said [(person) (persons)] |
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| 16-9-5 | **Counterfeit or False Proof of Insurance Document** (Misdemeanor) Effective: 07/12/2007 |
| Counterfeit or False Proof of Insurance 01 O.C.G.A. § 16-9-5 (b) (1) Effective: 07/12/2007, Updated: 01/06/2009  did knowingly [(manufacture) (sell) (distribute)] (Insert Description of Document), a [(counterfeit) (false)] proof of insurance document |
| Counterfeit or False Proof of Insurance 02 O.C.G.A. § 16-9-5 (b) (2) Effective: 01/06/2009, Updated: 01/06/2009  did unlawfully possess (Insert Description of Document), a [(counterfeit) (false)] proof of insurance document |
|  | |
| 16-9-101 | **Initiation of Deceptive Commercial E-mail** (Misdemeanor) Effective: 07/13/2007 |
| Initiation of Deceptive Commercial E-Mail O.C.G.A. § 16-9-101 - Misdemeanor Effective: 07/13/2007, Updated: 01/25/2009  did unlawfully initiate (Insert Description of E-Mail), a commercial e-mail sent to (Insert Name of Recipient), that accused [(knew) (should have known)] to be [(false) (misleading)] in that (Describe How Accused Knew or Should have Known E-Mail was False), said e-mail having been [(sent from) (passed through) (received by)] a protected computer as defined in Subsection (18) of Code Section 16-9-100 of the Official Code of Georgia |
| PENALTY PROVISIONS: Effective: 07/13/2007, Updated: 01/25/2009  § 16-9-102. Penalties (a) Any person convicted of a violation of Code Section 16-9-101 shall be guilty of a misdemeanor and punished by a fine of not more than $1,000.00 or by imprisonment of not more than 12 months, or both, except: |
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| 16-9-110 | **New Vehicle Not in Compliance with Federal Standards** (Misdemeanor) Effective: 01/01/1990 |
| New Vehicle Not in Compliance with Federal Standards O.C.G.A. § 16-9-110 Effective: 07/13/2007, Updated: 12/31/2008  knowingly [(sell) (transfer) (convey)] (Insert Description of Motor Vehicle), a motor vehicle, to (Insert Name of Person to Whom Sold), which was not manufactured to comply with federal emission and safety standards applicable to new motor vehicles as required by 42 U.S.C. Section 7401 through Section 7642, known as the federal Clean Air Act, as amended, and as required by 15 U.S.C. Section 1381 through Section 1431, known as the National Traffic and Motor Vehicle Safety Act of 1966, as amended, and said vehicle not having been certified by the United States Customs Service or the United States Department of Transportation and the United States Environmental Protection Agency as being in compliance with said applicable federal standards |
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| 16-9-111 | **Installation of Object Other Than Air Bag** (Misdemeanor) Effective: 07/13/2007 |
| Installation of Object Other Than Air Bag O.C.G.A. § 16-9-111  Effective: 07/13/2007, Updated: 02/19/2009  did knowingly [(install) (reinstall)] in a (Insert Year, Make and Model of Vehicle), a motor vehicle belonging to (Insert Name of Victim or Vehicle Owner), a (Insert Description of Object Installed), an object (in lieu of) (other than) (in lieu of and other than)] an air bag designed in accordance with federal safety regulations as part of a vehicle inflatable restraint system for said vehicle |
|  | |
| 16-9-20 | **Deposit Account Fraud** (Misdemeanor) Effective: 01/01/1990 |
| (greater than $1000.00 and less than $1500.00)HA Misd Effective: 10/30/2012, Updated: 10/30/2012  did unlawfully[(make) (draw) (utter) (execute) (deliver)] [describe instrument such as check number (Insert Check Number)] in an amount of (state amount) which is more than $1000.00 and less than $1500.00, drawn on the account of (Insert Name of Account Holder) at (Insert Name of Bank/Depository) a [(bank) (depository) dated (Insert Date of Check), an instrument for the payment of money, to (Insert Name of Victim), in exchange for (Insert Description of Consideration), a present consideration, knowing that it would not be honored by the drawee |
| (between $500.00 and $1000.00) misd. Effective: 10/30/2012, Updated: 10/30/2012  did unlawfully[(make) (draw) (utter) (execute) (deliver)] [describe instrument such as check number (Insert Check Number)] in an amount of (state amount) which is more than $500.00 and less than $1000.00, drawn on the account of (Insert Name of Account Holder) at (Insert Name of Bank/Depository) a [(bank) (depository) dated (Insert Date of Check), an instrument for the payment of money, to (Insert Name of Victim), in exchange for (Insert Description of Consideration), a present consideration, knowing that it would not be honored by the drawee |
| (less than $500.00) misd. Effective: 10/30/2012, Updated: 10/30/2012  did unlawfully[(make) (draw) (utter) (execute) (deliver)] [describe instrument such as check number (Insert Check Number)] in an amount of (state amount) which is less than $500.00 drawn on the account of (Insert Name of Account Holder) at (Insert Name of Bank/Depository) a [(bank) (depository) dated (Insert Date of Check), an instrument for the payment of money, to (Insert Name of Victim), in exchange for (Insert Description of Consideration), a present consideration, knowing that it would not be honored by the drawee |
|  | |
| 16-9-50 | **Deceptive Business Practice** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 16-9-50 (a) (1) – (Possesses False Weights or Recording Devices) Effective: 07/12/2007, Updated: 01/05/2009  did unlawfully, in the regular course of business, knowingly [(use) (possess for use)] a [(false weight) (false measure) (Insert Name of Other Such Device, If Applicable)] for falsely [(determining) (recording)] the [(quality) (quantity)] of (Insert Name of Item Sold) |
| 02 O.C.G.A. § 16-9-50 (a) (2) – (As Seller, Falsely Represented Quantity of Commodity) Effective: 07/12/2007, Updated: 01/05/2009  did unlawfully, in the regular course of business, knowingly [(sell) (offer for sale) (expose for sale) (deliver)] less than the represented [(quality) (quantity)] of (Insert Description of Commodity), a commodity |
| 03 O.C.G.A. § 16-9-50 (a) (3) – (As the Buyer, Falsely Represented Quantity of Commodity) Effective: 07/12/2007, Updated: 01/05/2009  while in the regular course of business as a buyer furnishing the [(weight) (measure)], did knowingly [(take) (attempt to take)] more than the represented quantity of (Insert Description of Commodity), a commodity |
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| 16-9-51 | **Endangering Security Interest** (Misdemeanor) Effective: 01/01/1990 |
| Transfer of Property Subject to Security Interest 01 O.C.G.A. § 16-9-51 (a) – (Generally) Effective: 07/12/2007, Updated: 11/20/2008  did unlawfully [(destroy) (remove) (conceal) (encumber) (transfer) ((Insert Description of Other Method of “Dealing” with Property))] (Insert Description of Property), property subject to the security interest of (Insert Name of Secured Party) with the intent to hinder enforcement of said interest |
| Transfer of Property Subject to Security Interest 02 O.C.G.A. § 16-9-51 (b) – (Damage Greater than $500.00) Effective: 07/12/2007, Updated: 11/20/2008  did unlawfully [(destroy) (remove) (conceal) (encumber) (transfer) ((Insert Description of Other Method of “Dealing” with Property))] (Insert Description of Property), property subject to the security interest of (Insert Name of Secured Party) with the intent to hinder enforcement of said interestand did damage said property in an amount greater than $500.00 |
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| 16-9-52(a) | **Improper Solicitation of Money** (Misdemeanor) Effective: 01/01/1990 |
| Improper Solicitation of Money O.C.G.A. § 16-9-52 Effective: 07/12/2007, Updated: 01/06/2009  did unlawfully solicit payment of money from (Insert Name of Victim) by means of a [(statement) (invoice) (Insert Description of any Other Applicable Document)] that could reasonably be interpreted as a [(statement) (invoice)] for [(goods not yet ordered) (services not yet performed and not yet ordered )], without the following warning appearing on the face of said [(statement) (invoice)] in 30 point boldface type: "This is a solicitation for the order of goods or services and you are under no obligation to make payment unless you accept the offer contained herein." |
|  | |
| 16-9-54 | **False Statement by Telephone Solicitors** (Misdemeanor) Effective: 01/01/1990 |
| False Statements by Telephone Solicitors 01 O.C.G.A. § 16-9-54 – (False Statements while Selling Goods or Services) Effective: 07/12/2007, Updated: 01/06/2009  while making a telephone solicitation for the purpose of selling (Insert Description of Goods/Services Being Sold), did unlawfully make false statements to (Insert Name of Victim) regarding the [(purpose of the solicitation) (person represented by the solicitor) (persons represented by the solicitor) (person benefitting from the solicitation) (persons benefitting from the solicitation)], to-wit: (Insert False Statements Made) |
| False Statements by Telephone Solicitors 02 O.C.G.A. § 16-9-54 – (False Statements while Seeking Charitable Contributions) Effective: 01/06/2009, Updated: 01/06/2009  while making a telephone solicitation for the purpose of seeking charitable contributions, did unlawfully make false statements regarding the [(purpose of the solicitation) (person represented by the solicitor) (persons represented by the solicitor) (person benefitting from the solicitation) (persons benefitting from the solicitation)], to-wit: (Insert False Statements Made) |
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| 16-9-55 | **Fraud in Obtaining Public Housing Assistance** (Misdemeanor) Effective: 01/01/1990 |
| Fraud in Obtaining Public Housing Assistance 01 O.C.G.A. § 16-9-55 – (Attempting to Obtain Public Housing) Effective: 07/12/2007, Updated: 01/05/2009  did unlawfully [(obtain) (attempt to obtain) (establish) (attempt to establish)] eligibility for [(public housing) (a reduction in public housing rental charges) (a rent subsidy)] to which the accused was not otherwise entitled, by means of a [(false statement) (failure to disclose information) (impersonation) (fraudulent scheme) (fraudulent device)] in that (Insert Description of Conduct Constituting Offense) |
| Fraud in Obtaining Public Housing Assistance 02 O.C.G.A. § 16-9-55 – (Aiding Another in Obtaining Public Housing) Effective: 07/12/2007, Updated: 01/05/2009  did [(knowingly) (intentionally)] [(aid) (abet)] (Insert Name of Person) in [(obtaining) (attempting to obtain) (establishing) (attempting to establish)] eligibility for [(public housing) (a reduction in public housing rental charges) (a rent subsidy)] to which said person would not otherwise be entitled, by means of a [(false statement) (failure to disclose information) (impersonation) (fraudulent scheme) (fraudulent device)] in that (Insert Description of Conduct Constituting Offense) |
| Fraud in Obtaining Public Housing Assistance 03 O.C.G.A. § 16-9-55 – (Attempting to Obtain Payment from Public Housing Tenant) Effective: 01/05/2009, Updated: 01/05/2009  did unlawfully [(obtain) (attempt to obtain) (establish) (attempt to establish)] eligibility for a payment from (Insert Name of Tenant), a tenant of (Insert Name of Public Housing), to which the accused was not otherwise entitled, by means of a [(false statement) (failure to disclose information) (impersonation) (fraudulent scheme) (fraudulent device)] in that (Insert Description of Conduct Constituting Offense) |
| Fraud in Obtaining Public Housing Assistance 04 O.C.G.A. § 16-9-55 – (Aiding Another to Obtain Payment from Public Housing Tenant) Effective: 01/05/2009, Updated: 01/05/2009  did [(knowingly) (intentionally)] [(aid) (abet)] (Insert Name of Person) in [(obtaining) (attempting to obtain) (establishing) (attempting to establish)] eligibility for a payment from (Insert Name of Tenant), a tenant of (Insert Name of Public Housing), to which the accused was not otherwise entitled, by means of a [(false statement) (failure to disclose information) (impersonation) (fraudulent scheme) (fraudulent device)] in that (Insert Description of Conduct Constituting Offense) |
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| 16-9-56 | **Fraudulent Attempt to Obtain Refund** (Misdemeanor) Effective: 01/01/1990 |
| 01 § O.C.G.A. § 16-9-56 – (Use of False Name, Address or Telephone # to Obtain Refund for Merchandise Returned) Effective: 01/04/2009, Updated: 01/04/2009  did unlawfully give a [(false) (fictitious)] [(name) (address) (telephone number)], to wit: (Insert False Information Provided), for the purpose of [(obtaining) (attempting to obtain)] a refund for (Insert Description of Merchandise Returned), merchandise returned to (Insert Name of Business), a business establishment |
| 02 § O.C.G.A. § 16-9-56 – (Use of False Name, Address or Telephone # to Obtain Refund for Service not yet Performed) Effective: 01/04/2009, Updated: 01/04/2009  did unlawfully give a [(false) (fictitious)] [(name) (address) (telephone number)], to wit: (Insert False Information Provided), for the purpose of [(obtaining) (attempting to obtain)] a refund on a [(ticket) (document)] which was evidence of (Insert Description of Service to be Performed), a service, purchased from (Insert Name of Business), a business establishment, said service not having been performed |
| 03 § O.C.G.A. § 16-9-56 – (Use Name, Address or Telephone # of Another to obtain, without Consent, to Obtain Refund)  Effective: 01/04/2009, Updated: 01/04/2009  did unlawfully give the [(name) (address) (telephone number)], of (Insert Name of Person Whose Information Used), to wit: (Insert Information Used), without said person's [(knowledge) (approval)], for the purpose of [(obtaining) (attempting to obtain)] a refund for (Insert Description of Merchandise Returned), merchandise returned to (Insert Name of Business), a business establishment |
| 04 § O.C.G.A. § 16-9-56 – (Use of False Name, Address or Telephone # to obtain, without Consent, Refund for Service not yet Performed) Effective: 01/04/2009, Updated: 01/04/2009  did unlawfully give the [(name) (address) (telephone number)], of (Insert Name of Person Whose Information Used), to wit: (Insert Information Used), without said person's [(knowledge) (approval)], for the purpose of [(obtaining) (attempting to obtain)] a refund for (Insert Description of Merchandise Returned), merchandise returned to (Insert Name of Business), a business establishment |
|  | |
| 16-9-57 | **Misrepresentation in Solicitation for Fire Service Organization** (Misdemeanor) Effective: 01/01/1990 |
| Misrepresentation in Solicitation for Fire Service Organization 01 O.C.G.A. § 16-9-57 – (Solicited or Accepted Fee) Effective: 01/06/2009, Updated: 01/06/2009  did unlawfully [(solicit) (accept)] a [(fee) (consideration) (donation)] [(as a representative of) (under the guise of representing)] (Insert Name of Organization), a fire service organization, said accused not [(being employed by) (acting pursuant to the authority of) (being a member of)] said organization |
| Misrepresentation in Solicitation for Fire Service Organization 02 O.C.G.A. § 16-9-57 – (Sold or Offered to Sell Advertising) Effective: 01/06/2009, Updated: 01/06/2009  did unlawfully [(offer for sale) (sell)] advertising [(as a representative of) (under the guise of representing)] (Insert Name of Organization), a fire service organization, said accused not [(being employed by) (acting pursuant to the authority of) (being a member of)] said organization |
|  | |
| 16-9-57 | **Misrepresentation in Solicitation for Peace Officer Organization** (Misdemeanor) Effective: 01/06/2009 |
| Misrepresentation in Solicitation for Peace Officer Organization 01 O.C.G.A. § 16-9-57 – (Solicited or Accepted Fee) Effective: 01/06/2009, Updated: 01/06/2009  [(solicit) (accept)] a [(fee) (consideration) (donation)] [(as a representative of) (under the guise of representing)] (Insert Name of Organization), a peace officer organization, said accused not [(being employed by) (acting pursuant to the authority of) (being a member of)] said organization |
| Misrepresentation in Solicitation for Peace Officer Organization 02 O.C.G.A. § 16-9-57 – (Sold or Offered to Sell Advertising) Effective: 01/06/2009, Updated: 01/06/2009  did unlawfully [(offer for sale) (sell)] advertising [(as a representative of) (under the guise of representing)] (Insert Name of Organization), a peace officer organization, said accused not [(being employed by) (acting pursuant to the authority of) (being a member of)] said organization |
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| 16-9-58 | **Failing to Pay for Natural Products or Chattels** (Misdemeanor) Effective: 12/28/2008 |
| Failing to Pay for Natural Product or Chattel O.C.G.A. § 16-9-58 – (Misdemeanor) Effective: 12/28/2008, Updated: 12/28/2008  did, with fraudulent intent, buy (Insert Description of Natural Product or Chattel Bought), having a value of [($500.00) (less than $500.00)], the property of (Insert Name of Victim), and [(failed) (refused) to pay for said property [(within 20 days following <Insert Date of Receipt of Property), the date of the receipt of same) (by<Insert Contract Date Agreed Upon>, the payment due date explicitly stated in a written contract agreed to by the accused and said owner)] |
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| 16-9-59(b) | **Operation of Credit Repair Services Organization** (Misdemeanor) Effective: 07/13/2007 |
| Operation of Credit Repair Services Organization O.C.G.A. § 16-9-59(b) Effective: 07/13/2007, Updated: 01/06/2009  did unlawfully [(own) (operate) (affiliate with)] (Insert Name of Organization), a credit repair services organization |
| ~NOTE Effective: 07/13/2007, Updated: 01/06/2009  NOTE: �Credit repair services organization� is defined in O.C.G.A. 16-9-59(a)(2)(A) |
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| 16-9-61 | **Misrepresenting the Origin of Timber or Agricultural Commodities** (Misdemeanor) Effective: 01/01/1990 |
| Misrepresenting the Origin of Timber or Agricultural Commodities 01 O.C.G.A. § 16-9-61 – (In the Course of a Transaction, Made a False Statement) Effective: 01/25/2009, Updated: 01/25/2009  in the course of [(a sale) (an attempted sale) (a delivery) (a completed transaction) (an attempted transaction)] regarding (Insert Identity of Specific Property), [(timber) (agricultural commodities)], with a value of [($500.00) (less than $500.00)], did knowingly and willfully and with criminal intent to defraud make a false statement, to wit: (Insert Details of False Statements) |
| Misrepresenting the Origin of Timber or Agricultural Commodities 02 O.C.G.A. § 16-9-61 – (Caused False Statement to be Made Regarding the Ownership of Timber or Agricultural Commodities Harvested) Effective: 01/25/2009, Updated: 01/25/2009  in the course of [(a sale) (an attempted sale) (a delivery) (a completed transaction) (an attempted transaction)] regarding (Insert Identity of Specific Property), [(timber) (agricultural commodities)], with a value of [($500.00) (less than $500.00)], did knowingly and willfully and with criminal intent to defraud cause a false statement to be made with regard to the [(specific ownership of the said [(timber) (agricultural commodities)], to wit: (Insert Details of False Statements) |
| Misrepresenting the Origin of Timber or Agricultural Commodities 03 O.C.G.A. § 16-9-61 – (Caused False Statement Regarding Ownership of Land where the Timber or Commodities were Harvested)  Effective: 01/25/2009, Updated: 01/25/2009  in the course of [(a sale) (an attempted sale) (a delivery) (a completed transaction) (an attempted transaction)] regarding (Insert Identity of Specific Property), [(timber) (agricultural commodities)], with a value of [($500.00) (less than $500.00)], did knowingly and willfully and with criminal intent to defraud cause a false statement to be made with regard to the [(location) (ownership)] of the land where the [(timber was cut) (agricultural commodities were harvested)], to wit: (Insert Details of False Statements) |
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| 16-9-71 | **Removal of Identification Items on Animals** (Misdemeanor) Effective: 07/13/2007 |
| Removal of Identification Items on Animals O.C.G.A. § 16-9-71 Effective: 07/13/2007, Updated: 02/18/2009  without express permission from (Insert Name of Owner), the owner, did unlawfully remove a [(collar) (tag) (tattoo) (Describe Other Identification Mark)] which was [(artificially attached to) (imprinted on)] (Insert Description and Name of Animal) for the purposes of identification and which [(caused) (was likely to cause)] the loss of said animal to said owner |
|  | |
| 16-9-93.1 | **Misleading Use of a Copyrighted Symbol** (Misdemeanor) Effective: 01/01/1990 |
| Misleading Use of A Copyrighted Symbol O.C.G.A. § 16-9-93.1 Effective: 07/13/2007, Updated: 11/18/2008  did knowingly transmit data by means of (Insert Description of Medium used to Transfer Data), [(a computer network) (transmission facilities) (network facilities of a local telephone network)], that contained an [(individual name) (trade name) (registered trademark) (logo) (legal seal) (official seal) (copyrighted symbol)], belonging to (Insert Name of Victim), that falsely [(stated) (implied)] that the accused was authorized to use such [(individual name) (trade name) (registered trademark) (logo) (legal seal) (official seal) (copyrighted symbol)], when no such [(permission) (authorization)] was given |
|  | |
| 16-10-3 | **Using Private Funds for Law Enforcement** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 16-10-3 (a) – (Officer of State of Georgia or State Agency) Effective: 07/13/2007, Updated: 02/10/2009  while being an [(officer) (employee)] of [(the State of Georgia) (<Insert Name of Agency>, an agency of the State of Georgia)], did unlawfully receive (Insert Description of Items Received), [(funds) (a thing of value)], from (Insert Identify of Person, Firm, Corporation), a [(private person) (private firm) (private corporation)], to be used in the enforcement of the penal laws or regulations of the State of Georgia |
| 02 O.C.G.A. § 16-10-3 (b) – (Officer of Political Subdivision) Effective: 07/13/2007, Updated: 02/10/2009  while being an [(officer) (employee)] of Insert Name of Political Subdivision), a political subdivision of the State of Georgia, receive (Insert Description of Items Received), [(funds) (a thing of value)], from (Insert Identify of Person, Firm, Corporation), a [(private person) (private firm) (private corporation)], to be used in the enforcement of the penal laws or regulations of the political subdivision of which the accused was an [(officer) (employee)] |
|  | |
| 16-10-24(a) | **Obstruction of an Officer** (Misdemeanor) Effective: 01/01/1990 |
| Obstruction of an Officer 01 § 16-10-24(a) – (Obstruct) Effective: 07/13/2007, Updated: 09/17/2008  did knowingly and willfully obstruct (Insert Name of Law Enforcement Officer), a law enforcement officer with the (Insert Name of Agency), in the lawful discharge of [(his) (her)] official duties by (Insert Description of Act) |
| Obstruction of an Officer 02 § 16-10-24(a) – (Hinder) Effective: 09/17/2008, Updated: 09/17/2008  did knowingly and willfully hinder (Insert Name of Law Enforcement Officer), a law enforcement officer with the (Insert Name of Agency), in the lawful discharge of [(his) (her)] official duties by (Insert Description of Act) |
|  | |
| 16-10-24.1(b) | **Obstruction of a Firefighter** (Misdemeanor) Effective: 07/13/2007 |
| Obstruction of a Firefighter 01 § 16-10-24.1(b) – (Obstruct) Effective: 07/13/2007, Updated: 09/17/2008  did knowingly and willfully obstruct (Insert Name of Firefighter), a firefighter with the (Insert Name of Agency), in the lawful discharge of [(his) (her)] official duties by (Insert Description of Act) |
| Obstruction of a Firefighter 02 § 16-10-24.1(b) – (Hinder) Effective: 09/17/2008, Updated: 09/17/2008  did knowingly and willfully hinder (Insert Name of Firefighter), a firefighter with the (Insert Name of Agency), in the lawful discharge of [(his) (her)] official duties by (Insert Description of Act) |
|  | |
| 16-10-24.2(b) | **Obstruction of Emergency Medical Personnel** (Misdemeanor) Effective: 07/13/2007 |
| Obstruction of Emergency Medical Personnel 01 O.C.G.A. § 16-10-24.2(b)– (Obstruct) Effective: 07/13/2007, Updated: 09/17/2008  did knowingly and willfully obstruct (Insert Name of Emergency Medical Person), [(an emergency medical technician) (an emergency medical professional) (a properly identified person working under the direction of an emergency medical professional)] with the (Insert Name of Agency), in the lawful discharge of [(his) (her)] official duties by (Insert Description of Act) |
| Obstruction of Emergency Medical Personnel 02 O.C.G.A. § 16-10-24.2(b)– (Hinder) Effective: 09/17/2008, Updated: 09/17/2008  did knowingly and willfully hinder (Insert Name of Emergency Medical Person), [(an emergency medical technician) (an emergency medical professional) (a properly identified person working under the direction of an emergency medical professional)] with the (Insert Name of Agency), in the lawful discharge of [(his) (her)] official duties by (Insert Description of Act) |
|  | |
| 16-10-24.3 | **Hindering Emergency Telephone Call** (Misdemeanor) Effective: 01/01/1990 |
| Hindering Emergency Telephone Call O.C.G.A. § 16-10-24.3 Effective: 07/13/2007, Updated: 11/20/2008  did [(verbally) (physically)] [(obstruct) (prevent) (hinder)] (Insert Name of Victim) from [(making) (completing)] a [(9-1-1 telephone call) (call to a law enforcement agency to (request help) (report the commission of a crime))] with the intent to [(cause) (allow)] [(physical harm) (injury)] to (Insert Name of Person) |
|  | |
| 16-10-24.4(b) | **Obstruction of a Park Ranger** (Misdemeanor) Effective: 07/01/2013 |
|  | |
| 16-10-24.4(c) | **Obstruction of a Park Ranger** (Felony) Effective: 07/01/2013 |
|  | |
| 16-10-25 | **Giving False Information to a Law Enforcement Officer** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 16-10-25 – (Giving False Name)  Effective: 07/13/2007, Updated: 09/29/2008  did give a false (name) (address) (date of birth), to wit: <describe falsity>, to <name of officer>, a law enforcement officer in the lawful discharge of his/her official duties with the intent to mislead the officer as to the accused's (identity) (date of birth) |
| 02 O.C.G.A. § 16-10-25 – (Giving False Address)  Effective: 09/29/2008, Updated: 11/20/2008  give to (Insert Name of Officer), a law enforcement officer in the official discharge of [(his) (her)] official duties, the false address of (Insert the False Address Given to Officer), when said accused's real address was (Insert True Address of Accused), with the intent to mislead said officer as to the accused's identity |
| 03 O.C.G.A. § 16-10-25 – (Giving False Date of Birth) Effective: 09/29/2008, Updated: 11/20/2008  give to (Insert Name of Officer), a law enforcement officer in the official discharge of [(his) (her)] official duties, the false birthdate of (Insert False Birthdate Given to Officer) when said accused's real birthdate was (Insert True Birthdate of Accused), with the intent to mislead said officer as to the accused's [(identity) (birthdate)] |
|  | |
| 16-10-26 | **False Report of a Crime** (Misdemeanor) Effective: 01/01/1990 |
| False Report of a Crime 01 O.C.G.A. § 16-10-26 – (To a Law Enforcement Officer) Effective: 10/29/2008, Updated: 10/29/2008  did willfully and knowingly [(give) (cause)] a false report of the crime of (Insert Name of Crime Falsely Reported) to be given to (Insert Name of Law Enforcement Officer), a law enforcement officer |
| False Report of a Crime 02 O.C.G.A. § 16-10-26 – (To an Agency of State of Georgia) Effective: 07/13/2007, Updated: 10/29/2008  did willfully and knowingly [(give) (cause)] a false report of the crime of (Insert Name of Crime Falsely Reported) to be given to (Insert Name of Agency), an Agency of the State of Georgia |
|  | |
| 16-10-27 | **Transmitting False Report of Fire** (Misdemeanor) Effective: 01/01/1990 |
| Transmitting False Report of Fire O.C.G.A. § 16-10-27 Effective: 07/13/2007, Updated: 12/03/2008  did unlawfully transmit a false report of a fire to (Insert Name of Fire Department or Group), a [(public fire department) (private fire department) (group organized for the purpose of preventing fires) (a group organized for the purpose of controlling fires)], knowing at the time that there was no reasonable ground for believing that such fire existed |
|  | |
| 16-10-29 | **Request for Ambulance Not Reasonably Needed** (Misdemeanor) Effective: 01/01/1990 |
| Request for Ambulance Not Reasonably Needed O.C.G.A. § 16-10-29 Effective: 07/13/2007, Updated: 12/03/2008  did unlawfully transmit a request for an ambulance service to (Insert Name of Person, Firm, Corporation to Whom Requested), a [(person) (firm) (corporation)] furnishing ambulance service, knowing at the time of making the request that there existed no reasonable need for such service |
|  | |
| 16-10-30 | **Refusal to Obey Request at Emergency** (Misdemeanor) Effective: 01/01/1990 |
| 02 O.C.G.A. § 16-10-30 – (Refusal to Obey Request at Other Emergency) Effective: 02/10/2009, Updated: 02/10/2009  while in a gathering, refuse to obey the reasonable official [(request) (order)] of (Insert Name of Officer or Fireman), a [(peace officer) (fireman)], to move in order to promote public safety by dispersing those gathered in dangerous proximity to (Insert Description of Emergency Situation), an emergency |
| Refusal to Obey Request at Emergency 01 O.C.G.A. § 16-10-30 – (Refusal to Obey Request at Fire) Effective: 07/13/2007, Updated: 02/10/2009  while in a gathering, did unlawfully refuse to obey the reasonable official [(request) (order)] of (Insert Name of Officer or Fireman), a [(peace officer) (fireman)], to move in order to promote public safety by dispersing those gathered in dangerous proximity to a fire |
|  | |
| 16-10-34 | **Use of Laser Device Against Law Enforcement Officer** (Misdemeanor) Effective: 08/27/2012 |
| (b) HA Misd. Effective: 08/27/2012, Updated: 08/27/2012  did knowingly and intentionally project upon a law enforcement officer (name officer) a laser device without such officer's permission if the law enforcement officer is lawfully acting within the course and scope of employment and he or she had knowledge or reason to know that the law enforcement officer is [ (a peace officer as defined in OCGA 35-8-2(8))(a probation officer or other employee with the power to arrest, by the Department of Corrections)(a parole supervisor, or other employee with the power to arrest, by the State Board of Pardons and Paroles)(a jail officer or guard by a county or municipality and has the responsibility of supervising inmates who are confined in a county or municipal jail or detention facility)(a juvenile correction officer by the Department of Juvenile Justice and has the primary responsibility for the supervision and control of youth confined in such department's programs and facilities)] |
|  | |
| 16-10-51(b) | **Bail Jumping** (Misdemeanor) Effective: 07/13/2007 |
| Bail Jumping 01 O.C.G.A. § 16-10-51 (b) – (General Misdemeanor) Effective: 07/13/2007, Updated: 11/24/2008  after being [(charged with) (convicted of)] (Insert Name of Crime), a misdemeanor, and having been set at liberty on [(bail) ((his) (her) own recognizance)] upon the condition that [(he) (she)] would subsequently appear at a specified time and specified place, did, after having received actual notice [(in open court) ( by mailing to ((his) (her)) last known address) (personally in writing by a [(court official) (officer of the court) of the specified time and place of appearance, failed to appear at that time and place |
|  | |
| 16-10-52 | **Escape** (Misdemeanor) Effective: 01/01/1990 |
| 02 O.C.G.A. § 16-10-52 (a) (1) – (After Conviction of a Violation of a Municipal Ordinance) Effective: 07/16/2007, Updated: 11/01/2008  having been convicted of (Insert Name of Crime), a violation of a municipal ordinance, did intentionally escape from (Insert Name of Facility), a place of lawful [(custody)(confinement)] |
| Escape 01 O.C.G.A. § 16-10-52 (a) (1) – (After Conviction of a Misdemeanor) Effective: 07/16/2007, Updated: 11/01/2008  having been convicted of (Insert Name of Crime), a misdemeanor, did intentionally escape from (Insert Name of Facility), a place of lawful [(custody)(confinement)] |
| Escape 03 O.C.G.A. § 16-10-52 (a) (2) – (Prior to Conviction of a Felony) Effective: 07/16/2007, Updated: 11/01/2008  being in (Insert Name of Facility), a place of lawful [(custody) (confinement)] for the offense of (Insert Name of Offense), a misdemeanor, prior to conviction, did intentionally escape from such [(custody) (confinement)] |
| Escape 04 O.C.G.A. § 16-10-52 (a) (3) – (After Adjudication of Delinquent/Unruly Act) Effective: 07/16/2007, Updated: 11/01/2008  having been adjudicated of (Insert Name of Act/Offense), [(a delinquent act) (an unruly act) (a juvenile traffic offense)], did intentionally escape from (Insert Name of Facility), a place of lawful [(custody) (confinement)] |
| Escape 05 O.C.G.A. § 16-10-52 (a) (4) – (Prior to Adjudication) Effective: 07/16/2007, Updated: 11/01/2008  being in (Insert Name of Facility), a place of lawful [(custody) (confinement)] for the offense of (Insert Name of Offense), a misdemeanor, prior to adjudication, did intentionally escape from such [(custody) (confinement)] |
|  | |
| 16-10-53(b) | **Permitting Another to Escape** (Misdemeanor) Effective: 07/13/2007 |
| Permitting Another to Escape O.C.G.A. § 16-10-53 (b) Effective: 07/13/2007, Updated: 12/13/2008  while employed as [(a peace officer) (an employee)] of (Insert Name of Facility), a place of lawful confinement), did recklessly permit (Insert Name of Inmate), a person in his custody, to escape |
|  | |
| 16-10-7 | **False Acknowledgement of Appearance by Officer** (Misdemeanor) Effective: 01/01/1990 |
| False Acknowledgement of Appearance by Officer O.C.G.A. § 16-10-7 Effective: 07/13/2007, Updated: 01/07/2009  while authorized to [(administer oaths) (take and certify acknowledgments)], did knowingly make a false [(acknowledgment) (certificate) (statement)], to wit: (Insert Description of Falsity), concerning the appearance before [(him) (her)] by (Insert Name of Person) |
|  | |
| 16-10-7 | **False Acknowledgement of Oath by Officer** (Misdemeanor) Effective: 01/07/2009 |
| False Acknowledgement of Oath by Officer O.C.G.A. § 16-10-7 Effective: 01/07/2009, Updated: 01/07/2009  while authorized to [(administer oaths) (take and certify acknowledgments)], did knowingly make a false [(acknowledgment) (certificate) (statement)], to wit: (Insert Description of Falsity), concerning the [(taking) (affirmation)] by (Insert Name of Person) |
|  | |
| 16-10-9 | **Holding Office in more than one Branch of Government** (Misdemeanor) Effective: 01/01/1990 |
| Holding Office in more than one Branch of Government 01 O.C.G.A. § 16-10-9 (a) (1) – (Legislator Holding Office in another Branch of Government) Effective: 07/13/2007, Updated: 02/06/2009  while a member of the Georgia General Assembly, did unlawfully [(accept) (hold)] [(office) (employment)] in (Insert Identity of Office/Employment Accepted) with the [(executive branch of the State Government of Georgia) (judicial branch of the State Government of Georgia) (an agency of the executive branch of the State Government of Georgia)], and did knowingly receive [(compensation) (money)] for said [(office) (employment)] |
| Holding Office in more than one Branch of Government 02 O.C.G.A. § 16-10-9 (a) (1) – (Compensating Legislator while Holding Office in another Branch of Government) Effective: 02/06/2009, Updated: 02/06/2009  did knowingly disburse [(compensation) (money)] to (Insert Name of Person), who, being a member of the Georgia General Assembly, did unlawfully [(accept) (hold)] [(office) (employment)] in (Insert Identity of Office/Employment Accepted) with the [(executive branch of the State Government of Georgia) (judicial branch of the State Government of Georgia) (an agency of the executive branch of the State Government of Georgia)], said disbursement being for said [(office) (employment)] |
| Holding Office in more than one Branch of Government 03 O.C.G.A. § 16-10-9 (a) (2) – (Judge of Court of Record Holding Office in Another Branch of Government) Effective: 02/06/2009, Updated: 02/06/2009  while [(a judge) (a clerk to a judge) (an assistant to a judge)] of (Insert Name of Court), a court of record, did unlawfully [(accept) (hold)] [(office) (employment)] in (Insert Identity of Office/Employment Accepted) with the [(executive branch of the State Government of Georgia) (an agency of the executive branch of the State Government of Georgia) (legislative branch of the State Government of Georgia)], and did knowingly receive [(compensation) (money)] for said [(office) (employment)] |
| Holding Office in more than one Branch of Government 04 O.C.G.A. § 16-10-9 (a) (2) – (Compensating Judge of Court of Record while Holding Office in Another Branch of Government) Effective: 02/06/2009, Updated: 02/06/2009  did knowingly disburse [(compensation) (money)] to (Insert Name of Person), who, being [(a judge) (a clerk to a judge) (an assistant to a judge)] of (Insert Name of Court), a court of record, did unlawfully [(accept) (hold)] [(office) (employment)] in (Insert Identity of Office/Employment Accepted) with the [(executive branch of the State Government of Georgia) (an agency of the executive branch of the State Government of Georgia) (legislative branch of the State Government of Georgia)], said disbursement being for said [(office) (employment)] |
| Holding Office in more than one Branch of Government 05 O.C.G.A. § 16-10-9 (a) (3) – (Member of Executive Branch Holding Office in another Branch of Government) Effective: 02/06/2009, Updated: 02/06/2009  while an [(officer) (employee)] of the executive branch of the State Government of Georgia, did unlawfully [(accept) (hold)] [(office) (employment)] in (Insert Identity of Office/Employment Accepted) with the [(judicial branch of the State Government of Georgia) (legislative branch of the State Government of Georgia)], and did knowingly receive [(compensation) (money)] for said [(office) (employment)] |
| Holding Office in more than one Branch of Government 06 O.C.G.A. § 16-10-9 (a) (3) – (Compensating Member of Executive Branch while Holding Office in another Branch of Government) Effective: 02/06/2009, Updated: 02/06/2009  did knowingly disburse [(compensation) (money)] to (Insert Name of Person), who, being an an [(officer) (employee)] of the executive branch of the State Government of Georgia, did unlawfully [(accept) (hold)] [(office) (employment)] in (Insert Identity of Office/Employment Accepted) with the [(judicial branch of the State Government of Georgia) (legislative branch of the State Government of Georgia)], said disbursement being for said [(office) (employment)] |
|  | |
| 16-10-90 | **Compounding a Crime** (Misdemeanor) Effective: 07/13/2007 |
| Compounding a Crime O.C.G.A. § 16-10-90 (a) – (Institution of Misdemeanor Charges) Effective: 07/13/2007, Updated: 02/06/2009  after the institution of misdemeanor criminal proceedings against (Insert Name of Defendant) for the [(offense) (offenses)] of (Insert Name of Charges), and without leave of the court or the prosecuting attorney of (Insert Name of Court) where the criminal proceedings were pending, did unlawfully [(accept) (agree to accept)] (Identify Benefit), a benefit, in consideration of an [(express) (implied)] promise not to [(prosecute) (aid in the prosecution of)] said [(offense) (offenses)] |
|  | |
| 16-10-94 | **Tampering With Evidence** (Misdemeanor) Effective: 01/01/1990 |
| Tampering with Evidence 01 O.C.G.A. § 16-10-94 (a) – (Destroy, Alter, Conceal, disguise Evidence) Effective: 07/13/2007, Updated: 01/08/2009  did knowingly [(destroy) (alter) (conceal) (disguise)] physical evidence, to wit: (Insert Description of Evidence), said evidence involving the [(prosecution) (defense)] of the offense of (Insert Name of Offense), with intent to (prevent the apprehension of) (cause the wrongful apprehension of) (obstruct the prosecution of) (obstruct the defense of)] (Insert Name of Person) |
| Tampering with Evidence 02 O.C.G.A. § 16-10-94 (a) – (Make, Devise Prepare Plant Evidence) Effective: 07/13/2007, Updated: 01/08/2009  did knowingly [(make) (devise) (prepare) (plant)] false evidence, to wit: (Insert Description of False Evidence), said evidence involving the [(prosecution) (defense)] of the offense of (Insert Name of Offense), with the intent to [(prevent the apprehension of) (cause the wrongful apprehension of) (obstruct the prosecution of) (obstruct the defense of)] (Insert Name of Person) |
|  | |
| 16-10-94.1 | **Tampering with Medical Records** (Misdemeanor) Effective: 01/01/1990 |
| Tampering with Medical Records O.C.G.A. § 16-10-94.1 Effective: 07/13/2007, Updated: 01/08/2009  with the intent to conceal a material fact relating to a potential [(claim) (cause of action)], did knowingly and willfully [(destroy) (alter) (falsify)] the health record of (Insert Name of Person) |
|  | |
| 16-10-98 | **Illegal Remuneration in Criminal Cases** (Misdemeanor) Effective: 07/13/2007 |
| Illegal Remuneration in Criminal Cases 01 O.C.G.A. § 16-10-98 (a) (1) – (Remuneration in connection with Publishing a Book or Article) Effective: 07/13/2007, Updated: 02/06/2009  being [(a judge) (a prosecuting attorney) (an investigating officer who was a witness) (a law enforcement officer who was a witness)] in the case of (Insert Name of Case), did unlawfully [(receive) (agree to receive)] remuneration during the period of time between indictment and the completion of direct appeal in said criminal case in which accused was involved regarding publishing a [(book) (article)] concerning the case |
| Illegal Remuneration in Criminal Cases 02 O.C.G.A. § 16-10-98 (a) () – (Remuneration in connection with Making a Public Appearance) Effective: 02/06/2009, Updated: 02/06/2009  being [(a judge) (a prosecuting attorney) (an investigating officer who was a witness) (a law enforcement officer who was a witness)] in the case of (Insert Name of Case), did unlawfully [(receive) (agree to receive)] remuneration during the period of time between indictment and the completion of direct appeal in said criminal case in which accused was involved regarding making a public appearance concerning the case |
| Illegal Remuneration in Criminal Cases 03 O.C.G.A. § 16-10-98 (a) (3) – (Remuneration in connection with Participation in Commercial Activity) Effective: 02/06/2009, Updated: 02/06/2009  being [(a judge) (a prosecuting attorney) (an investigating officer who was a witness) (a law enforcement officer who was a witness)] in the case of (Insert Name of Case), did unlawfully [(receive) (agree to receive)] remuneration during the period of time between indictment and the completion of direct appeal in said criminal case in which accused was involved regarding participating in a commercial activity concerning the case by (Describe Commercial Activity) |
|  | |
| 16-11-30(a) | **Riot** (Misdemeanor) Effective: 01/01/1990 |
| Riot 01 O.C.G.A. § 16-11-30 – (Commission of Unlawful Act of Violence) Effective: 12/26/2008, Updated: 12/26/2008  did, along with (Insert Names of other Rioters), commit (Insert Name of Violent Offense) an unlawful act of violence, by (Insert Description of Act) |
| Riot 02 O.C.G.A. § 16-11-30 – (Commission Act in a Violent and Tumultuous Manner) Effective: 12/26/2008, Updated: 12/26/2008  did, along with (Insert Names of other Rioters), commit (Insert Description of Act Committed) an act done in a violent and tumultuous manner in that (Insert Description of Manner of Act) |
|  | |
| 16-11-31 | **Inciting to Riot** (Misdemeanor) Effective: 01/01/1990 |
| Inciting to Riot O.C.G.A. § 16-11-31 Effective: 07/13/2007, Updated: 12/17/2008  did, with the intent to riot, [(commit an act) (engage in conduct)], to wit: (Describe Nature of Acts or Conduct Committed), which [(urged) (counseled) (advised)], (Insert Names of Others Urged/Counseled/Advised), others, to riot, at a time and place and under circumstances which produced a clear and present danger of a riot, by (Insert Description of Manner in which Time, Place and Circumstances produce a Clear and Present Danger of a Riot) |
|  | |
| 16-11-32 | **Affray** (Misdemeanor) Effective: 01/01/1990 |
| Affray O.C.G.A. § 16-11-32 Effective: 07/13/2007, Updated: 10/23/2008  did fight with (Insert Name of Other Person/Persons in Fight) at (Insert Location of Fight), a public place, to the disturbance of the public tranquility |
|  | |
| 16-11-33 | **Unlawful Assembly** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 16-11-33(2) – (Assembly to do an unlawful act & Refusal to Disperse when Ordered to do so by Peace Officer) Effective: 07/13/2007, Updated: 12/15/2008  did knowingly participate in the assembly of two or more persons for the purpose of committing (Insert Description of Unlawful Act), an unlawful act, and did knowingly fail to withdraw from said assembly upon being lawfully commanded to do so by (Insert Name of Officer), a peace officer, said assembly and failure to withdraw occurring before any member of the assembly had inflicted injury to the person or property of another |
| 02 O.C.G.A. § 16-11-33 (2) – (Assembly to do violence toward another suspected of violating the law) Effective: 07/13/2007, Updated: 12/15/2008  did knowingly participate in the assembly of two or more persons, without authority of law, for the purpose of doing violence to the [(person) (property)] of (Insert Name of Victim) who was supposed by the accused to have been guilty of a violation of the law |
| 03 O.C.G.A. § 16-11-33 (2) – (To Exercise Correctional or Regulative Power over Another by Force) Effective: 12/15/2008, Updated: 12/15/2008  did knowingly participate in the assembly of two or more persons, without authority of law, for the purpose of exercising [(correctional) (regulative)] powers over (Insert Name of Victim)) by violence |
|  | |
| 16-11-34 | **Disrupting a Lawful Meeting** (Misdemeanor) Effective: 01/01/1990 |
| Disrupting a Lawful Meeting O.C.G.A. § 16-11-34 Effective: 07/13/2007, Updated: 01/04/2009  did [(knowingly) (recklessly)] (Insert Description of Act), an act which could reasonably be expected to [(prevent) (disrupt)] (Insert Description of Meeting or Gathering), a lawful [(meeting) (gathering) (procession)] |
|  | |
| 16-11-34.1 | **Disrupting of General Assembly Session Meeting** (Misdemeanor) Effective: 07/13/2007 |
| Disrupting of General Assembly Session Meeting O.C.G.A. § 16-11-34.1 Effective: 01/05/2009, Updated: 01/05/2009  did [(recklessly) (knowingly)] commit an act, to wit: (Insert Description of Act) which could reasonably be expected to [(prevent)(disrupt)] a [(session) (meeting)] of the [(Senate) (House of Representatives) (a joint session of the Senate and House of Representatives) (a standing committee of the <Insert Identity of Standing Committee>) (an interim committee of <Insert Identity of Committee>) (a commission <Insert identity of Commission>) (a caucus <Insert Identity of Caucus>)] |
|  | |
| 16-11-34.1 | **Unlawful Activities within State Capitol Buildings** (Misdemeanor) Effective: 01/05/2009 |
| Unlawful Activities within State Capitol Buildings 01 O.C.G.A. O.C.G.A. § 16-11-34.1 (b) – (Possession of Weapon in Capitol Buildings) Effective: 01/05/2009, Updated: 01/05/2009  did [(enter) (occupy) (remain within)] [(the State Capitol building) (any building housing committee office), (any committee room) (offices of members of the <general assembly> <Senate> <House of Representatives>) (any offices of officials of the <general assembly> <Senate> <House of Representatives>) (Offices of employees of the <general assembly> <Senate> <House of Representatives>)], while in the possession of a (Insert Description of Weapon), [(a firearm) (a knife designed for the purpose of offense and defense) (an explosive device) (an incendiary device) (an explosive compound ) (an incendiary compound) (a bludgeon) (metal knuckles) (thermoplastic knuckles) (wood knuckles) (Insert Description of Any Other Dangerous Weapon)] |
| Unlawful Activities within State Capitol Buildings 02 O.C.G.A. O.C.G.A. § 16-11-34.1 (c) – (Unreasonable or Hazardous Obstruction of Passageway in Capitol Area) Effective: 01/05/2009, Updated: 01/05/2009  did [(purposely ) (recklessly)] and without authority obstruct (Insert Description of Area Obstructed), [(a street) (a sidewalk) (a hallway) (an office) (a passageway in that area designated as Capitol Square by Code Section 50-2-28 of the Official Code of Georgia), in such a manner as to render said obstructed area impassable without [(unreasonable inconvenience) (hazard)], by (Describe Act) |
| Unlawful Activities within State Capitol Buildings 03 O.C.G.A. O.C.G.A. § 16-11-34.1(c) – (Unreasonable Obstruction of Passageway in Capitol Area & Refusal to Move) Effective: 01/05/2009, Updated: 01/05/2009  did [(purposely ) (recklessly)] and without authority obstruct (Insert Description of Area Obstructed), [(a street) (a sidewalk) (a hallway) (an office) (a passageway in that area designated as Capitol Square by Code Section 50-2-28 of the Official Code of Georgia), said accused having [(failed) (refused)] to remove said obstruction after receiving [(a reasonable official request from <Insert Name of Official>) (an order from <Insert Name of Peace Officer>, a peace officer)] to do so |
| Unlawful Activities within State Capitol Buildings 04 O.C.G.A. O.C.G.A. § 16-11-34.1(d) – (Enter or Remain on Floor of Senate of House of Representatives without Authority) Effective: 01/05/2009, Updated: 01/05/2009  did unlawfully [(enter) (remain)] [(upon the floor of the Senate) (within a cloakroom of the Senate) (within the lobby of the Senate) (within an anteroom adjacent to the floor of the Senate) (upon the floor of the House of Representatives) (within a cloakroom of the House of Representatives) (within the lobby of the House of Representatives) (within an anteroom adjacent to the floor of the House of Representatives)] without having been authorized to [(enter) (remain)] [(upon the floor of said body) (within said area)] |
| Unlawful Activities within State Capitol Buildings 05 O.C.G.A. O.C.G.A. § 16-11-34.1(e) – (Enter or Remain in Gallery of Senate or House of Representatives without Authorization) Effective: 01/05/2009, Updated: 01/05/2009  did [(willfully) (knowingly)] [(enter) (remain)] in the gallery of the [(Senate) (House of Representatives)] without having been given authorization by said body to [(enter) (remain)] therein |
| Unlawful Activities within State Capitol Buildings 06 O.C.G.A. O.C.G.A. § 16-11-34.1(e) – (Enter or Remain in Gallery of Senate or House of Representatives in Violation of Rules of Admission) Effective: 01/05/2009, Updated: 01/05/2009  did [(willfully) (knowingly)] [(enter) (remain)] in the gallery of the [(Senate) (House of Representatives)] in violation of (Insert Rule Violated), a rule governing admission to said gallery, adopted by the [(Senate) (House of Representatives)] |
| Unlawful Activities within State Capitol Buildings 07 O.C.G.A. O.C.G.A. § 16-11-34.1(f) – (Enter or Remain in any Room of State Capitol with Intent to Disrupt Conduct of Orderly Business) Effective: 01/05/2009, Updated: 01/05/2009  did [(willfully) (knowingly)] [(enter) (remain)] in (Insert Location Entered), [(a room within the state capitol building) (a chamber within the state capitol building) (office within the state capitol building) (a hallway within the state capitol building)(a building housing a committee office) (a building housing committee room) (a building housing an office of a member of the Senate) (a building housing an office of a member of the House of Representatives) (an office of an official of the General Assembly) (an office of an employee of the General Assembly) (the Senate) (the House of Representatives)] with intent to [(disrupt the orderly conduct of official business) (utter <loud> <threatening> <abusive > language) (engage in <disorderly > <disruptive> conduct) in said [(building) (area)] |
| Unlawful Activities within State Capitol Buildings 08 O.C.G.A. O.C.G.A. § 16-11-34.1(g) – (Parade/Demonstrate/Picket in any Room of State Capitol with Intent to Disrupt Conduct of Orderly Business)  Effective: 01/05/2009, Updated: 01/05/2009  did unlawfully [(parade) (demonstrate) (picket)] within (Insert Area of Parade/Picket), [(the state capitol building) (a building housing committee offices) (a building housing committee rooms) (a building housing committee rooms) (a building housing an office of a member of the Senate) (a building housing an office of a member of the House of Representatives) (an office of an official of the General Assembly) (an office of an employee of the General Assembly) (the Senate) (the House of Representatives)] with intent to [(disrupt the orderly conduct of official business) (utter <loud> <threatening> <abusive > language) (engage in <disorderly > <disruptive> conduct) in said [(building) (area)] |
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| 16-11-34.2 | **Disruptive Conduct at a Funeral or Memorial Service** (Misdemeanor) Effective: 10/01/2009 |
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| 16-11-35 | **Failure to Leave Campus** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Leave Campus O.C.G.A. § 16-11-35 Effective: 07/13/2007, Updated: 12/31/2008  did unlawfully fail to leave a [(campus) (facility)] of (Insert Name of Public School /Unit of University System) after being directed to leave by (Insert Name Of Person Directing that Accused Leave), [(the chief administrative officer of) (an officer designated to maintain order on) (an employee designated to maintain order on)] said [(campus) (facility)] |
|  | |
| 16-11-36 | **Loitering or Prowling** (Misdemeanor) Effective: 01/01/1990 |
| Loitering or Prowling O.C.G.A. § 16-11-36 Effective: 07/13/2007, Updated: 10/29/2008  did appear at (Insert Address/Description of Place of Appearance) at [(a time) (in a manner not usual for law-abiding individuals) (a time and in a manner not usual for law-abiding individuals)] under circumstances that would warrant a justifiable and reasonable alarm and immediate concern for the safety of persons or property in the vicinity in that (Insert Description of the Conduct Warranting Alarm) |
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| 16-11-37.1 | **Dissemination of Information to Promote Terroristic Act** (Misdemeanor) Effective: 07/18/2008 |
| Dissemination of Information to Promote Terroristic Act O.C.G.A. § 16-11-37.1 Effective: 09/25/2008, Updated: 09/25/2008  did knowingly [(furnish) (disseminate)] through a [(computer) (computer network)] (Insert Description of Computer/Computer Network), a [(picture) (photograph) (drawing) (visual representation) (verbal description of information)], to wit: (Insert Description of What was Disseminated), designed to [(encourage) (solicit) (promote)] terroristic acts as defined in code section 16-11-37 of the Official Code of Georgia |
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| 16-11-38 | **Wearing Mask to Conceal Identity** (Misdemeanor) Effective: 01/01/1990 |
| Wearing Mask to Conceal Identity 01 O.C.G.A. § 16-11-38 – (Upon Public Way or Public Property) Effective: 12/21/2008, Updated: 12/21/2008  while upon (Insert Description/Address of Location), being [(a public way) (public property)], did unlawfully wear a (mask) (hood) (device), by which a portion of [(his) (her)] face was so [(hidden) (concealed) (covered)] as to conceal [(his)(her)] identity |
| Wearing Mask to Conceal Identity 02 O.C.G.A. § 16-11-38 – (Upon Private Property without Written Permission) Effective: 12/21/2008, Updated: 12/21/2008  while upon (Insert Description/Address of Location), being the private property of (Insert Name of Owner/Occupier of Property), without the written permission of said [Owner) (occupier)] to do so, did unlawfully wear a (mask) (hood) (device), by which a portion of [(his) (her)] face was so [(hidden) (concealed) (covered)] as to conceal [(his)(her)] identity |
|  | |
| 16-11-39 | **Disorderly Conduct** (Misdemeanor) Effective: 01/01/1990 |
| Disorderly conduct 01 § 16-11-39(a)(1) - Place Victim in Reasonable Fear for the Safety Effective: 07/15/2007, Updated: 05/20/2008  did act in a [(violent) (tumultuous) manner toward (name victim) whereby said victim was placed in reasonable fear of the safety of said person's [(life) (limb) (health) by (Describe Act Committed) |
| Disorderly conduct 02 § 16-11-39(a)(2) – Property in Danger of Destruction Effective: 07/15/2007, Updated: 05/20/2008  did act in a [(violent) (tumultuous) manner toward (name victim) whereby (Describe Property), the property of said person, was placed in danger of being [(destroyed) (damaged)] by (Describe Act Committed) |
| Disorderly conduct 03 § 16-11-39(a)(3) – Words Tending to Incite Breach of Peace Effective: 07/15/2007, Updated: 05/20/2008  did, without provocation, in the presence of (Name of Victim), use [(to) (of)] said person [(opprobrious) (abusive)] to wit: (Quote the Words Used), said [(words which by their very utterance tend to incite an immediate breach of the peace) (words which as a matter of common knowledge and under ordinary circumstances will, when used to another person in such other person's presence, naturally tend to provoke violent resentment) (words commonly called "fighting words") |
| Disorderly conduct 04 § 16-11-39(a)(4) – Words to Person Under Age 14 Effective: 07/15/2007, Updated: 05/20/2008  did, without provocation, use [(obscene) (vulgar) (profane)] language, to wit: “(Quote the Words Used)”, in the presence of (Name of Victim), a person under the age of fourteen years, said language threatened an immediate breach of the peace |
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| 16-11-39.1 | **Harassing phone calls** (Misdemeanor) Effective: 01/01/1990 |
| Harassing Phone Calls 01 O.C.G.A. § 16-11-39.1 – Telephone Repeatedly Effective: 07/15/2007, Updated: 05/20/2008  did telephone (Name of Victim) repeatedly, for the purpose of [(annoying) (harassing) (molesting)] said [(person) (person's family)] |
| Harassing Phone Calls 02 O.C.G.A. § 16-11-39.1 – Threaten Bodily Harm Effective: 07/15/2007, Updated: 05/20/2008  did, over the telephone, use language threatening bodily harm to (Name of Victim), to wit: “(Quote Language Used)” |
| Harassing Phone Calls 03 O.C.G.A. § 16-11-39.1 – Fail to Hang Up Connection Effective: 07/15/2007, Updated: 05/20/2008  did telephone (name of victim) and intentionally fail to [(hang up) (disengage the connection)] |
| Harassing Phone Calls 04 O.C.G.A. § 16-11-39.1 – Permit Another to Telephone Repeatedly Effective: 07/15/2007, Updated: 05/20/2008  did knowingly permit a telephone under [(his) (her)] control to be used for the purpose of telephoning (Name of Victim) repeatedly, for the purpose of [(annoying) (harassing) (molesting)] said [(person) (person's family)] |
| Harassing Phone Calls 05 O.C.G.A. § 16-11-39.1 – Permit Another to Threaten Bodily Harm  Effective: 05/20/2008, Updated: 05/20/2008  did knowingly permit a telephone under [(his) (her)] control to be used for the purpose of using, over the telephone, language threatening bodily harm to (Name of Victim), to wit: “(Quote Language Used)” |
| Harassing Phone Calls 06 O.C.G.A. § 16-11-39.1 – Permit Another to Fail to Hang Up Connection Effective: 05/20/2008, Updated: 05/20/2008  did knowingly permit a telephone under [(his) (her)] control to be used for the purpose of telephoning (name of victim) and intentionally failing to [(hang up) (disengage the connection)] |
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| 16-11-39.2 | **Unlawful Conduct During 9-1-1 Call** (Misdemeanor) Effective: 07/18/2008 |
| 01 O.C.G.A. §16-11-39.2 (b) (1) – (Uses Vulgar/Profane Language) Effective: 09/18/2008, Updated: 09/18/2008  did, without provocation, during a 9-1-1 telephone call, use [(obscene) (vulgar) (profane)] language with the intent to [(intimidate) (harass)] (Insert Name of 911 Operator), a 9-1-1 communications officer |
| 02 O.C.G.A. §16-11-39.2 (b) (2) – (Calls for Purpose of Annoying/Harassing/Molesting 911 Operator)  Effective: 09/18/2008, Updated: 09/18/2008  did unlawfully [(call) (contact)] 9-1-1 for the purpose of [(annoying) (harassing) (molesting)] (Insert Name of 911 Operator), a 9-1-1 communications officer |
| 03 O.C.G.A. §16-11-39.2 (b) (2) – (Calls for Purpose of Interfering with/Disrupting Emergency Telephone Service) Effective: 09/18/2008, Updated: 09/18/2008  did unlawfully [(call) (contact)] 9-1-1 for the purpose of [(interfering with) (disrupting) emergency telephone service |
| 04 O.C.G.A. §16-11-39.2 (b) (3) – (Fails to Hang up – Purpose of Interfering/Disrupting Emergency Service)  Effective: 09/18/2008, Updated: 09/18/2008  did [(call) (contact)] 9-1-1 and fail to [(hang up) (disengage the connection)] for the intended purpose of [(interfering with) (disrupting) emergency service |
| 05 O.C.G.A. §16-11-39.2 (b) (4) – (Calls with Intent to Harass Communications Officer) Effective: 09/18/2008, Updated: 09/18/2008  did unlawfully [(call) (contact)] 9-1-1 with the intention to harass (Insert Name of 911 Operator), a 9-1-1 communications officer |
| 06 O.C.G.A. §16-11-39.2 (b) (5) – (Calls and Makes False Report) Effective: 09/18/2008, Updated: 09/18/2008  did unlawfully [(call) (contact)] 9-1-1 and made a false report, to wit: (Insert Description of False Report) |
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| 16-11-40 | **Criminal Defamation** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.G. § 16-11-40 – (Communicates False Matter Tending to Blacken the Memory of Another who is Deceased)  Effective: 07/15/2007, Updated: 01/18/2009  without a privilege to do so, and with intent to defame, did unlawfully communicate false matter which tended to blacken the memory of (Insert Name of Person Intending to Defame), who is deceased, in that (Insert Details of False Matter Communicated) |
| 02 O.C.G.G. § 16-11-40 – (Communicates False Matter Tending to Blacken the Memory of Another)  Effective: 07/15/2007, Updated: 01/18/2009  without a privilege to do so, and with intent to defame, did unlawfully communicate false matter which exposed (Insert Name of Victim), a living person, to [(hatred) (contempt) (ridicule)] and which tended to provoke a breach of the peace, in that (Insert Details of False Matter Communicated) |
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| 16-11-41 | **Public Drunkenness** (Misdemeanor) Effective: 01/01/1990 |
| Public Drunkenness Effective: 07/15/2007, Updated: 08/14/2008  did appear to be and was in an intoxicated condition at <specify location/address and owner if private residence involved>, (a public place) (within the curtilage of a private residence not his own, not by invitation), and accused's intoxicated condition was manifested by (boisterousness) (an indecent condition) (an indecent act) (vulgar language) (profane language) (loud language) (unbecoming language), to wit: <describe acts which manifested condition> |
|  | |
| 16-11-42 | **Failure to Relinquish Party Line** (Misdemeanor) Effective: 09/21/2006 |
| Failure to Relinquish Party Line O.C.G.A. § 16-11-42 Effective: 02/05/2009, Updated: 02/05/2009  did unlawfully fail to relinquish a telephone party line consisting of subscriber line telephone circuit with [(two) (more than two)] main telephone stations connected therewith, each having a [(distinctive ring) (telephone number)], after having been requested to do so by (Insert Name of Person Making Request) in order that said person could place a call in an emergency in which [(property) (human life)] was in jeopardy, and the prompt summoning of aid was essential [(to a fire department) (to a police department) (for medical aid) (for ambulance service)], to wit: (Inter Description of Emergency), said party line was not being used for any such other emergency call at the time of the request |
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| 16-11-42 | **False Statement in order to Obtain a Party Line** (Misdemeanor) Effective: 01/01/1990 |
| False Statement in order to Obtain a Party Line O.C.G.A. § 16-11-42 Effective: 07/15/2007, Updated: 02/05/2009  did request of (Insert Name of Person Requested), another person, the use of a telephone party line consisting of subscriber line telephone circuit with [(two) (more than two)] main telephone stations connected therewith, each having a [(distinctive ring) (telephone number)], said request being made by falsely stating to said other person that said party line was being requested in order that the accused could place a call in an emergency in which [(property) (human life)] was in jeopardy, and the prompt summoning of aid was essential [(to a fire department) (to a police department) (for medical aid) (for ambulance service)], knowing that no such emergency existed at the time of making the request |
|  | |
| 16-11-43 | **Obstructing Public Passages** (Misdemeanor) Effective: 01/01/1990 |
| Obstructing Public Passages O.C.G.A. § 16-11-43 Effective: 07/15/2007, Updated: 12/27/2008  did, without authority of law, [(purposely) (recklessly)] obstruct (Insert Name of Passage), a [(highway) (street) (sidewalk) (Insert Description of Other Public Passage)] in such a way as to render it impassable without unreasonable [(inconvenience) (hazard)] and [(failed) (refused)] to remove the obstruction after receiving a reasonable official [(request) (order)] from (Insert Name of Officer), a peace officer, that the accused do so |
|  | |
| 16-11-44 | **Keeping a Disorderly House** (Misdemeanor) Effective: 01/01/1990 |
| Maintaining a Disorderly House 01 O.C.G.A. § 16-11-44 – (Gambling, Drinking and “Other Misbehavior) Effective: 07/15/2007, Updated: 11/17/2008  did unlawfully keep and maintain a common, ill-governed, and disorderly house located at (Insert Address of House) to the encouragement of [(gaming) (drinking) (Insert Description of “Other Misbehavior”)] |
| Maintaining a Disorderly House 02 O.C.G.A. § 16-11-44 – (Common Disturbance of Neighborhood) Effective: 11/17/2008, Updated: 11/17/2008  did unlawfully keep and maintain a common, ill-governed, and disorderly house located at (Insert Address of House) to the common disturbance of the neighborhood |
| Maintaining a Disorderly House 03 O.C.G.A. § 16-11-44 – (Common Disturbance of Orderly Citizens) Effective: 11/17/2008, Updated: 11/17/2008  did unlawfully keep and maintain a common, ill-governed, and disorderly house located at (Insert Address of House) to the common disturbance of orderly citizens |
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| 16-11-45 | **Pointing Laser at Aircraft** (Misdemeanor) Effective: 08/27/2012 |
| (b) misd. Effective: 08/27/2012, Updated: 08/27/2012  did knowingly and intentionally (aim the beam of a laser pointer)(project a laser), at (an aircraft) (the flight path of an aircraft) |
|  | |
| 16-11-81 | **Disclosure of Income Tax Return Information** (Misdemeanor) Effective: 01/01/1990 |
| Disclosure of Income Tax Return Information O.C.G.A. § 16-11-81 Effective: 07/15/2007, Updated: 02/05/2009  without authority, did unlawfully disclose information obtained while in the business of [(preparing federal or state income tax returns) (assisting in the preparation of federal or state income tax returns)] of (Insert Name of Victim) |
|  | |
| 16-11-90 | **Invasion of Privacy** (Misdemeanor) Effective: 07/01/2014 |
| Invasion of Privacy 16-11-90 (b)(1) Effective: 07/01/2014, Updated: 06/23/2014  knowing the content of a (transmission) (post), did knowingly and without the consent of the depicted person, (name of victim), electronically (transmit) (post), in (specify number of transmissions or posts i.e. 1,2) (transmissions) (posts), a (photograph) (video) which depicts (nudity) (sexually explicit conduct) of an adult when the (transmission is harassment) (post is harassment) (transmission causes financial loss to the depicted person) (post causes financial loss to the depicted person) and serves no legitimate purpose to the depicted person, to wit: (describing the harassing nature of the posts or the financial loss suffered by the victim). |
| Invasion of Privacy 16-11-90 (b)(2) Effective: 07/01/2014, Updated: 06/23/2014  knowing the content of a (transmission) (post), did knowingly and without the consent of the depicted person, (name of victim), cause the electronic (transmission) (posting), in (specify number of transmissions or posts i.e. 1,2) (transmissions) (posts), of a (photograph) (video) which depicts (nudity) (sexually explicit conduct) of an adult when the (transmission is harassment) (post is harassment) (transmission causes financial loss to the depicted person) (post causes financial loss to the depicted person) and serves no legitimate purpose to the depicted person, to wit: (describing the harassing nature of the posts or the financial loss suffered by the victim). |
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| 16-11-100 | **Improperly Discarding a Locking Containers** (Misdemeanor) Effective: 01/01/1990 |
| Improperly Discarding a Locking Containers O.C.G.A. § 16-11-100 (a) Effective: 07/15/2007, Updated: 02/04/2009  did unlawfully leave in a place accessible to children [(an abandoned) (an unattended) (a discarded)] container which had a compartment of more than 1 1/2 cubic feet capacity and a [(door) (lid )] which automatically [(locked) (fastened)] when closed and which could not easily be opened from the inside, without first having removed the [(lid) (door) (locking device)] from such container |
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| 16-11-100 | **Improperly Discarding a Motor Vehicle** (Misdemeanor) Effective: 02/04/2009 |
| Improperly Discarding a Motor Vehicle O.C.G.A. § 16-11-100 (b) Effective: 02/04/2009, Updated: 02/04/2009  did unlawfully leave in (Insert Location), a place accessible to children, [(an abandoned) (a discarded)] motor vehicle which did not have at least [(one door which could easily be opened from the inside) (one door which had been removed) (one window which had been removed)] |
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| 16-11-101 | **Furnishing Knife to a Minor** (Misdemeanor) Effective: 01/01/1990 |
| Furnishing Knife to a Minor O.C.G.A. § 16-11-101 Effective: 07/15/2007, Updated: 01/02/2009  did knowingly [(sell) (furnish)] to (Insert Name of Minor), a person under the age of 18 years, (Insert Description of Knife), a knife designed for the purpose of offense and defense |
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| 16-11-101 | **Furnishing Knuckles to a Minor** (Misdemeanor) Effective: 01/02/2009 |
| Furnishing Knuckles to a Minor O.C.G.A. § 16-11-101 Effective: 01/02/2009, Updated: 01/02/2009  knowingly [(sell) (furnish)] to (name minor), a person under the age of 18 years, (Insert Description of Knuckles), knuckles made from [(metal) (thermoplastic) (wood) (Insert Description of Other Similar Material)] |
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| 16-11-102 | **Pointing Gun or Pistol at Another** (Misdemeanor) Effective: 01/01/1990 |
| Pointing Gun or Pistol at Another O.C.G.A. § 16-11-102 Effective: 07/15/2007, Updated: 11/01/2008  did intentionally and without legal justification [(point) (aim)] a [(gun) (pistol)] at (Insert Name of Victim) |
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| 16-11-103 | **Discharge of Gun Near Highway or Street** (Misdemeanor) Effective: 01/01/1990 |
| Discharge of Gun Near Highway or Street O.C.G.A. § 16-11-103 Effective: 07/15/2007, Updated: 11/12/2008  did, without legal justification, discharge a [(gun) (pistol)] [(on) (within)] 50 yards of (Insert Name of Highway/Street), a public [(highway) (street)] |
| Discharge of Weapon On or Near Public Highway O.C.G.A. 16-11-103 Effective: 04/15/2014, Updated: 06/20/2014  did, without legal justification, discharge a firearm, to wit: (describe firearm), [(on) (within 50 yards of)] (Name of road, street, highway), a public highway. |
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| 16-11-104 | **Discharge of Firearm on Property of Another** (Misdemeanor) Effective: 01/01/1990 |
| Discharge of Firearm on Property of Another O.C.G.A. § 16-11-104 Effective: 07/15/2007, Updated: 12/13/2008  did unlawfully [(fire) (discharge)] (Insert Description of Firearm), a firearm, on the property of (Insert Name of Property Owner), the [(owner) (lessee)], without having first obtained permission from said [(owner) (lessee)] |
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| 16-11-107.1 | **Harassment of an Assistance Dog** (Misdemeanor) Effective: 07/15/2007 |
| 01 O.C.G.A. § 16-11-107.1 (b) – (Harassing or Attempting to Harass an Assistance Dog) Effective: 02/04/2009, Updated: 02/04/2009  did knowingly and intentionally [(harass) (attempt to harass)] (Insert Name of Dog), an assistance dog, property of (Insert Name of Owner), by (Insert Description of Harassing Behavior), knowing the said dog to be an assistance dog |
| 02 O.C.G.A. § 16-11-107.1 (c) – (Continued to Harass an Assistance Dog after Receiving Notice of his Harassing Behavior) Effective: 02/04/2009, Updated: 02/04/2009  having received notice that [(his) (her)] behavior was interfering with the use of (Insert Name of Dog), an assistance dog, property of (Insert Name of Owner), did continue to knowingly and intentionally harass the said assistance dog by (Insert Description of Harassing Behavior), knowing the said dog to be an assistance dog |
| 03 O.C.G.A. § 16-11-107.1 (d) – (Allowed his/her Dog to Harass an Assistance Dog) Effective: 02/04/2009, Updated: 02/04/2009  did knowingly and intentionally allow [(his) (her) dog], a (Insert Description of Defendant's Dog), to [(harass) (attempt to harass)] (Insert Name of Dog), an assistance dog, property of (Insert Name of Owner), by (Insert Description of Harassing Behavior), knowing the said dog to be an assistance dog |
| 04 O.C.G.A. § 16-11-107.1 (d) – (Allowed his/her Dog to Cause Death to an Assistance Dog) Effective: 02/04/2009, Updated: 02/04/2009  did knowingly and intentionally allow [(his) (her) dog], a (Insert Description of Defendant's Dog), to cause the death of (Insert Name of Dog), an assistance dog, property of (Insert Name of Owner), by (Insert Description of Acts), knowing the said dog to be an assistance dog |
| 04 O.C.G.A. § 16-11-107.1 (d) – (Allowed his/her Dog to Physical Harm to an Assistance Dog) Effective: 02/04/2009, Updated: 02/04/2009  did knowingly and intentionally allow [(his) (her) dog], a (Insert Description of Defendant's Dog), to cause physical harm to (Insert Name of Dog), an assistance dog, property of (Insert Name of Owner), by [(rendering a part of said assistance dog's body useless) (seriously disfiguring said assistance dog)] by (Insert Description of Acts), knowing the said dog to be an assistance dog |
|  | |
| 16-11-108(a) | **Misuse of Hunting Equipment While Hunting** (Misdemeanor) Effective: 01/01/1990 |
| Misuse of Hunting Equipment While Hunting O.C.G.A. § 16-11-108 (a) – (Misdemeanor) Effective: 07/15/2007, Updated: 01/04/2009  while hunting wildlife, use [(a firearm) (an archery tackle)] in a manner to endanger the bodily safety of (Insert Name of Person Endangered) by (Insert Description of Act or Omission) thereby consciously disregarding a substantial and unjustifiable risk that [(his) (her)] [(act) (omission)] would [(cause harm to) (endanger the safety of)] (Insert the Name of Person Endangered), and the disregard constituted a gross deviation from the standard of care which a reasonable person would have exercised in the situation |
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| 16-11-126 | **Carrying a Weapon Without a License** (Misdemeanor) Effective: 01/01/1990 |
| 2010+ Carrying a Weapon Without a License Effective: 07/01/2010, Updated: 06/09/2011  did carry a weapon, to-wit: a (Insert Description of Weapon), without a valid weapons carry license |
| NOTE: from Don Geary Effective: 06/09/2011, Updated: 03/14/2012  As to charging language, the law is as follows: (h) (1) No person shall carry a weapon without a valid weapons carry license unless he or she meets one of the exceptions to having such license as provided in subsections (a) through (g) of this Code section. (2) A person commits the offense of carrying a weapon without a license when he or she violates the provisions of paragraph (1) of this subsection. Fortner also said we don't need to allege the exceptions, since they are like affirmative defenses. Therefore the only language is: The accused did carry a weapon, to-wit: a handgun, without a valid weapons carry license And that's it. No need to allege not open carry, since that's one of the exceptions (only for a loaded long gun), or not at home or place of business, other exceptions. |
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| 16-11-127 | **Carrying Weapons in an Unauthorized Location** (Misdemeanor) Effective: 01/01/1990 |
| Carrying Weapons at a Government Facility 16-11-127(b)(2, 3, 5, 6, 7) Effective: 07/01/2014, Updated: 06/20/2014  did carry [in a (courthouse) (jail) (prison) (state mental health facility)] [ on the premises of a nuclear power facility] [within 150 feet of a polling place] a [(weapon, to wit: (a handgun) (a knife)) (long gun)] |
| Carrying Weapons on Private Property 16-11-127(c) Effective: 07/01/2014, Updated: 06/20/2014  did, while carrying a [(weapon, to wit: (a handgun) (a knife)] remain upon the private property of [Name], the [(owner) (person in legal control)] of said private property, [if applicable: and known as (name of business)] after having received notice from [(said owner) (said person in legal control of such property) (Name of authorized agent), the authorized representative of said (owner) (person in legal control of such property)] to depart. |
| Deadly Weapons at a Public Gatherings 16-11-127(a) Effective: 07/15/2007, Updated: 06/23/2014  did carry [(to) (at)] (Insert Description of Event), a public gathering, [(an explosive compound) (a firearm) (a knife designed for the purpose of offense and defense)] |
| License Holder 16-11-127(b)(1) (Government Building) Effective: 07/01/2014, Updated: 06/23/2014  did, while possessing [(a weapons carry license) (a weapons carry license exemption)] and carrying a weapon, to wit: [(a handgun) (a knife)], [(enter) (attempt to enter)] a government building, when open for business, and where ingress to such government building was [(restricted) (screened)] by security personnel with at least one member of such security personnel being a P.O.S.T. certified peace officer pursuant to Chapter 8 of Title 35, and did not immediately [(exit such building) (leave such location)] upon notification of [(his) (her)] failure to clear security due to the carrying of such weapon. |
| License Holder 16-11-127(b)(4) (Place of Worship) Effective: 07/01/2014, Updated: 06/20/2014  did, while possessing [(a weapons carry license) (a weapons carry license exemption)] carry a [(weapon), to wit: (a handgun) (a knife) (long gun)] in [Name of place of worship], a place of worship in which the governing [(body) (authority)] of such place of worship does not permit the carrying of such [(weapons) (long guns)]. |
| Non-License Holder 16-11-127(b)(1) (Government Building) Effective: 07/01/2014, Updated: 06/23/2014  did, without having a weapons carry license, carry in a government building a [((weapon, to wit: (a handgun) (a knife)) (long gun)]. |
| Non-License Holder 16-11-127(b)(4) (Place of Worship) Effective: 07/01/2014, Updated: 06/20/2014  did, without having a weapons carry license, carry in [Name of place of worship], a place of worship, a [(weapon, to wit: (a handgun) (a knife) (long gun)] |
|  | |
| 16-11-127(f) | **Consumption of Alcoholic Beverages While Carrying a Firearm** (Misdemeanor) Effective: 10/31/2008 |
| Consumption of Alcoholic Beverages While Carrying a Firearm O.C.G.A. § 16-11-127 (f) Effective: 10/31/2008, Updated: 10/31/2008  being [(licensed) (permitted)] to carry a firearm, did consume (Insert Description of Alcoholic Beverage), an alcoholic beverage, at (Insert Name of Restaurant/Eating Establishment), [(a restaurant) (an eating establishment)], while carrying a firearm |
|  | |
| 16-11-127.2(a) | **Possession of Weapon on Premises of Nuclear Power Facility** (Misdemeanor) Effective: 10/15/2009 |
|  | |
| 16-11-129(e) | **Possession of Revoked License to Carry a Firearm** (Misdemeanor) Effective: 03/25/2009 |
| Possession of Revoked License to Carry a Firearm O.C.G.A. § 16-11-129 (e) Effective: 03/25/2009, Updated: 03/25/2009  did unlawfully possess a license to carry a [(pistol) (revolver)] which had been revoked and said possession was not in the performance of [(his) (her)] official duties |
|  | |
| 16-11-130.2 | **Carrying Weapon into Unauthorized Area of Commercial Service Airport** (Misdemeanor) Effective: 07/01/2014 |
| Carrying Weapon into Unauthorized Area of Commercial Service Airport 16-11-130.2 (a) Effective: 07/01/2014, Updated: 06/23/2014  did, without having a weapons carry license and knowingly [(possessing) (having under (his) (her) control)] a [(weapon, to wit: (handgun)(knife) (long gun)] enter [(the restricted area of a commercial service airport) (in or beyond the security screening checkpoint of a commercial service airport)] |
| Carrying Weapon into Unauthorized Area of Commercial Service Airport 16-11-130.2 (b) Effective: 07/01/2014, Updated: 06/23/2014  did, while possessing [(a weapons carry license) (a weapons carry license exemption)] and knowingly [(possessing) (having under (his) (her) control)] a [(weapon, to wit: (a handgun) (a knife) (long gun)] enter in or beyond the security screening checkpoint of a commercial service airport and did not immediately leave such restricted area after notification that [(he) (she)] [(possessed) (had under (his)(her) control) such [(weapon) (long gun)] and after completion of federally required transportation security screening procedures. |
|  | |
| 16-11-132(b) | **Possession of Pistol by Minor** (Misdemeanor) Effective: 01/01/1990 |
| Possession of Pistol by Minor 01 O.C.G.A. § 16-11-132 (b) – (Possession – First Offense) Effective: 07/15/2007, Updated: 12/03/2008  being under the age of 18 years, did unlawfully possess a (Insert Description of Pistol or Revolver), a [(pistol) (revolver)] |
| Possession of Pistol by Minor 02 O.C.G.A. § 16-11-132 (b) – (Control – First Offense) Effective: 12/03/2008, Updated: 12/03/2008  being under the age of 18 years, did unlawfully have under [(his) (her)] control a (Insert Description of Pistol or Revolver), a [(pistol) (revolver)] |
|  | |
| 16-11-134 | **Discharging a Firearm Under the Influence** (Misdemeanor) Effective: 01/01/1990 |
| Discharging Firearm Under the Influence 01 O.C.G.A. § 16-11-134 (a) (1) – (Under Influence of Alcohol to the extent of being Less Safe) Effective: 07/15/2007, Updated: 12/01/2008  did unlawfully discharge (Insert Description of Firearm), a firearm, while under the influence of alcohol to the extent that it was less safe for [(him) (her)] to discharge said firearm |
| Discharging Firearm Under the Influence 02 O.C.G.A. § 16-11-134 (a) (1) – (Under Influence of Drugs to the extent of being Less Safe)  Effective: 07/15/2007, Updated: 12/01/2008  did unlawfully discharge (Insert Description of Firearm), a firearm, while under the influence of (Insert Name of Drug), a drug, to the extent that it was less safe for [(him) (her)] to discharge said firearm |
| Discharging Firearm Under the Influence 03 O.C.G.A. § 16-11-134 (a) (1) – (Under Combined Influence of Drugs & Alcohol to the extent of being Less Safe) Effective: 07/15/2007, Updated: 12/01/2008  did unlawfully discharge (Insert Description of Firearm), a firearm, while under the combined influence of alcohol and (Insert Name of Drug), a drug, to the extent that it was less safe for [(him) (her)] to discharge said firearm |
| Discharging Firearm Under the Influence 04 O.C.G.A. § 16-11-134 (a) (2) – (Under Influence of Alcohol with a Concentration of 0.08 Grams)  Effective: 12/01/2008, Updated: 12/01/2008  did unlawfully discharge (Insert Description of Firearm), a firearm, while [(his) (her)] alcohol concentration was 0.08 grams or more while discharging said firearm, or within three hours after having discharged said firearm, from alcohol consumed before such discharge ended |
| Discharging Firearm Under the Influence 05 O.C.G.A. § 16-11-134 (a) (3) – (Presence of Controlled Substance in Blood, Urine or Both) Effective: 12/01/2008, Updated: 12/01/2008  did unlawfully discharge (Insert Description of Firearm), a firearm, while there was an amount of (Insert Name of Controlled Substance), a controlled substance as defined in Code section 16-13-21 of the Official Code of Georgia present in [(his) (her)] [(blood) (urine) (blood and urine)] |
| Discharging Firearm Under the Influence 06 O.C.G.A. § 16-11-134 (a) (3) – (Presence of Marijuana in Blood, Urine or Both) Effective: 12/01/2008, Updated: 12/01/2008  did unlawfully discharge (Insert Description of Firearm), a firearm, while there was an amount of marijuana present in [(his) (her)] [(blood) (urine) (blood and urine)] |
| Discharging Firearm Under the Influence 07 O.C.G.A. § 16-11-134 (a) (1) – (Under Influence of Prescribed Medication to the extent of being Less Safe)  Effective: 12/01/2008, Updated: 12/01/2008  did unlawfully discharge (Insert Description of Firearm), a firearm, while under the influence of (Name of Drug), a drug, to the extent that [(he) (she)] was rendered incapable of [(possessing) (discharging)] a firearm safely, said accused was otherwise legally entitled to use said drug |
|  | |
| 16-12-1(b)(1) | **Contributing to Delinquency of a Minor** (Misdemeanor) Effective: 01/01/1990 |
| O.C.G.A. § 16-12-1 (b) (1) – (Encouraging Minor to Commit a Delinquent Act) Effective: 07/15/2007, Updated: 10/28/2008  did knowingly and willfully [(encourage) (cause) (abet) (connive) (aid)] (Insert Name of Minor), a minor under the age of 17 years, to commit (Insert Description of Act Committed by Minor), a delinquent act |
|  | |
| 16-12-1(b)(2) | **Contributing to Unruliness of a Minor** (Misdemeanor) Effective: 10/28/2008 |
| 01 O.C.G.A. § 16-12-1 (b) (2) – (Encouraging Minor to Commit a Delinquent Act Which Would Cause Said Minor to be an Unruly Child) Effective: 10/28/2008, Updated: 10/28/2008  did knowingly and willfully [(encourage) (cause) (abet) (connive) (aid)] (Insert Name of Minor), a minor under the age of 17 years, to commit (Insert Description of Act Committed by Minor), a delinquent act which would cause said minor child to be found to be an unruly child as defined in Code section 15-11-2 of the official code of Georgia |
|  | |
| 16-12-1(b)(3) | **Contributing to Deprivation of a Minor** (Misdemeanor) Effective: 10/28/2008 |
| 01 O.C.G.A. § 16-12-1 (b) (3) – (Committed an act which caused a minor to be to be a Deprived Child) Effective: 10/28/2008, Updated: 10/28/2008  did willfully commit (Insert Description of Act Committed), an act which resulted in (Insert Name of Minor), a minor child under the age of 18 years, being a deprived child, in accordance with the provisions of Code section 15-11-2 of the Official Code of Georgia |
| 02 O.C.G.A. § 16-12-1 (b) (3) – (Failure to act which caused a minor to be to be a Deprived Child) Effective: 10/28/2008, Updated: 10/28/2008  did willfully fail to act such that said omission and failure to act resulted in (Insert Name of Minor), a minor child under the age of 18 years, being a deprived child, in accordance with the provisions of Code section 15-11-2 of the Official Code of Georgia, (Insert Description of Omission) |
|  | |
| 16-12-1.1 | **Unlawful Persons at Care Facilities** (Misdemeanor) Effective: 07/15/2007 |
| Unlawful Persons at Care Facilities 01 O.C.G.A. § 16-12-1.1 – [Facility Having Employed a Person Convicted, Entered Plea, adjudicated delinquent of Offenses Listed in 16-12-1.1(b)] Effective: 01/16/2009, Updated: 01/16/2009  while an operator of (Insert Name of Facility), a [(day-care center) (family day-care home) (group-care facility) (group day-care home) (Insert Description of Other Similar Facility Applicable)], knowingly had (Insert Name of Felon) employed at the facility who [(was convicted of) (entered a plea of guilty for) (entered a plea of nolo contendere for) (was adjudicated delinquent for)] (Insert Name of Appropriate Crime listed in O.C.G.A. 16-12-1.1(b) |
| Unlawful Persons at Care Facilities 02 O.C.G.A. § 16-12-1.1 – [Facility Having a Person Convicted, Entered Plea, adjudicated delinquent of Offenses Listed in 16-12-1.1(b) reside or be domiciled at the facility] Effective: 07/15/2007, Updated: 01/16/2009  while an operator of (Insert Name of Facility), a [(day-care center) (family day-care home) (group-care facility) (group day-care home) (Insert Description of Other Similar Facility Applicable)], knowingly had (Insert Name of Felon) [(to reside at) (to be domiciled at)] the facility who [(was convicted of) (entered a plea of guilty for) (entered a plea of nolo contendere for) (was adjudicated delinquent for)] (Insert Name of Appropriate Crime listed in O.C.G.A. 16-12-1.1(b) |
|  | |
| 16-12-2 | **Smoking in Public Places** (Misdemeanor) Effective: 01/01/1990 |
| Smoking In Public Places Effective: 07/15/2007, Updated: 07/15/2007  did smoke tobacco in a public place, to wit: <describe public place as specified in 16-12-2 (a)1-4, including the name and address of the location or the identity of the transportation vehicle> |
|  | |
| 16-12-3 | **Unlawful Suspension of Utility Service** (Misdemeanor) Effective: 01/01/1990 |
| Unlawful Suspension of Utility Service 01 O.C.G.A. § 16-12-3 – (Utility Company) Effective: 07/15/2007, Updated: 02/12/2009  being [(a gas utility company) (an electric utility company) (an electric membership corporation)], did unlawfully [(cut off) (suspend)] service to the residence of (Insert Victim's Name) because said resident failed [(to pay for) (to make timely payments for)] (Insert Name of Appliance), an appliance [(purchased from) (repaired by)] said [(company) (corporation)] |
| Unlawful Suspension of Utility Service 02 O.C.G.A. § 16-12-3 – (Agent or Employee of Utility Company) Effective: 07/15/2007, Updated: 02/12/2009  being an [(agent) (employee)] of (Insert Name of Utility Company), [(a gas utility company) (an electric utility company) (an electric membership corporation)], acting within the scope of [(his) (her)] authority, did unlawfully [(cut off) (suspend)] service to the residence of (Insert Name of Victim) because said resident failed [(to pay for) (to make timely payments for)] (Insert Name of Appliance), an appliance [(purchased from) (repaired by)] said [(company) (corporation)] |
|  | |
| 16-12-4(b) | **Cruelty to Animals** (Misdemeanor) Effective: 01/01/1990 |
| Cruelty to Animals 01 O.C.G.A. § 16-12-4 (b) – (Causing Death, Suffering, Pain of Animal) Effective: 07/01/2014, Updated: 06/20/2014  did commit the offense of cruelty to animals by causing [(physical pain) (suffering) (death)] to an animal, (identify/describe animal by species, breed, name, etc.), by an unjustifiable (act) (omission), to wit: (describe act, omission etc.) |
| Cruelty to Animals 02 O.C.G.A. § 16-12-4 (b) – (Second or Subsequent Offense – Causing Death of Animal) Effective: 11/11/2008, Updated: 06/20/2014  did unlawfully cause the death of (Insert Description of Animal), an animal, by (Describe Manner in which Offense was Committed), and said accused, prior to committing the above-charged offense had been convicted of the following of Code section 16-12-4 of the Official Code of Georgia resulting in the death of an animal: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| Cruelty to Animals 03 O.C.G.A. § 16-12-4 (b) – (Failure to Provide Adequate Conditions for Animal) Effective: 07/01/2014, Updated: 06/20/2014  having intentionally exercised [(custody) (control) (possession) (ownership)] of an animal, [(identify/describe animal by species, breed, name, etc.)], did fail to provide such animal adequate [(food) (water) (sanitary conditions) (ventilation)] that is consistent with what a reasonable person or ordinary knowledge would believe is the normal requirement and feeding habit for such animal's size, species, breed, age, and physical condition. |
| Cruelty to Animals 04 O.C.G.A. § 16-12-4 (b) – (Second or Subsequent Offense of Causing Unjustifiable Pain to Animal) Effective: 11/11/2008, Updated: 06/20/2014  did unlawfully cause unjustifiable physical [(pain) (suffering)] to (Insert Description of Animal), an animal, by (Describe Manner in which Offense was Committed), and said accused, prior to committing the above-charged offense had been convicted of the following of Code section 16-12-4 of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
|  | |
| 16-12-5 | **Illegal Tattooing** (Misdemeanor) Effective: 07/15/2007 |
| Illegal Tattooing O.C.G.A. § 16-12-5 Effective: 07/15/2007, Updated: 02/19/2009  did unlawfully tattoo the body of (Insert Name of Person Receiving Tattoo) in an area within one inch of the nearest part of the eye socket of said person |
|  | |
| 16-12-21 | **Gambling** (Misdemeanor) Effective: 01/01/1990 |
| (1) Gambling - Make a Bet Effective: 07/15/2007, Updated: 07/15/2007  did make a bet upon the [(partial) (final)] [(result of) (performance of) (success of)] a <describe game, contest ,participant, political nomination, appointment, election, or nominee, appointee or candidate> |
| (2) Gambling - Played while Making a Bet Effective: 07/15/2007, Updated: 07/15/2007  did play <describe game played with cards, dice or balls> while making a bet for (money) (other thing of value) |
|  | |
| 16-12-23 | **Keeping a Gambling Place** (Misdemeanor) Effective: 01/01/1990 |
| Keeping a Gambling Place 01 O.C.G.A. § 16-12-23 – (Permitted use of Owned Property) Effective: 07/15/2007, Updated: 12/10/2008  did permit [(real estate) (a building) (a room) (a tent) (a vehicle) (a boat) (Insert Description of Other Applicable Property)], property [(owned by (him) (her)) (under (his) (her) control), located at (Insert Address), to be used as a gambling place |
| Keeping a Gambling Place 02 O.C.G.A. § 16-12-23 – (Permitted use of Rented Property) Effective: 12/10/2008, Updated: 12/10/2008  did [(rent) (let)] [(real estate) (a building) (a room) (a tent) (a vehicle) (a boat) (Insert Description of Other Applicable Property)], property located at (Insert Address), with [(a view) (an expectation)] that said property is to be used as a gambling place |
|  | |
| 16-12-24(a) | **Unlawful Possession of Gambling Device** (Misdemeanor) Effective: 01/01/1990 |
| Unlawful Possession of Gambling Device O.C.G.A. § 16-12-24 (a) Effective: 07/15/2007, Updated: 12/27/2008  did knowingly [(own) (manufacture) (transfer commercially) (possess)] (Insert Description of Device), a device which the accused knew was designed for gambling purposes |
|  | |
| 16-12-24(a) | **Unlawful Possession of Gambling Device Part** (Misdemeanor) Effective: 12/27/2008 |
| Unlawful Possession of Gambling Device Part O.C.G.A. § 16-12-24 (a) Effective: 12/27/2008, Updated: 12/27/2008  knowingly [(own) (manufacture) (transfer commercially) (possess)] (Insert Description of Part), a [(subassembly) (part)] which the accused knew was designed as a [(subassembly) (essential part)] of (Insert Name/Description of Gambling Device), a gambling device |
|  | |
| 16-12-26 | **Advertising Commercial Gambling** (Misdemeanor) Effective: 01/01/1990 |
| 02 O.C.G.A. § 16-12-26 – (Publishing Documents Designed to Serve as Evidence of Participation in a Lottery) Effective: 07/15/2007, Updated: 02/12/2009  did knowingly [(print) (publish)] [(lottery tickets) (policy tickets) (<Insert Description/Name of Other Similar Device>)], a device designed to serve as evidence of participation in a lottery |
| Advertising Commercial Gambling 01 O.C.G.A. § 16-12-26 – (Publishing or Advertising a Lottery) Effective: 07/15/2007, Updated: 02/12/2009  did knowingly [(print) (publish) (advertise)] a [(lottery)] (<Insert Description/Name of Other Applicable Scheme>)], a scheme for commercial gambling |
|  | |
| 16-12-27 | **Solicitation for Participation in Lotteries** (Misdemeanor) Effective: 01/01/1990 |
| Solicitation for Participation in Lotteries O.C.G.A. § 16-12-27 Effective: 07/15/2007, Updated: 02/12/2009  did unlawfully [(sell) (distribute) (televise) (broadcast) (disseminate)] [(an advertisement) (a television commercial) (a radio commercial) (a book) (a magazine) (a periodical) (a newspaper) (Insert Description of Other Applicable Matter)] containing [(an advertisement) (solicitation)] for participation in a lottery declared to be unlawful by the laws of this state |
|  | |
| 16-12-35 | **Violation of Gambling Prohibition** (Misdemeanor) Effective: 01/01/1990 |
| Violation of Gambling Prohibition 01 O.C.G.A. § 16-12-35 (e) – (Giving Money for Free Replays on Coin Operated Devices) Effective: 07/15/2007, Updated: 02/10/2009  did unlawfully give (Insert Name of Person), (Insert Amount of Money), money, for replays on (Insert Description of Coin Operated Device), a coin operated [(game) (device)] described in [(subsection b) (subsection c) (subsection d)] of Code Section 16-12-35 of the Official Code of Georgia |
| Violation of Gambling Prohibition 02 O.C.G.A. § 16-12-35 (f) – (Giving Money for Non-Cash Merchandise Received by Playing Coin Operated Devices) Effective: 02/10/2009, Updated: 02/10/2009  being [(the owner of) (in possession of) (employed by a person who owned) (employed by a person who possessed) (the person acting on behalf of the owner of) (the person acting on behalf of a person who possessed)] [(a) (an)] (Insert Description of Game or Device), an amusement [(game) (device)] described in [(subsection b) (subsection c) (subsection d)] of Code Section 16-12-35 of the Official Code of Georgia, did unlawfully gave (Insert Name of Person), (Insert Amount of Money), money, for (Insert Description of Items Money was Given), [(any non-cash merchandise) (a prize) (a toy) (a gift certificate) (a novelty)] received in playing said amusement [(game) (device)] |
| Violation of Gambling Prohibition 03 O.C.G.A. § 16-12-35 (g) – (Giving Money as a Reward for Successful Playing of Coin Operated Devices)  Effective: 02/10/2009, Updated: 02/10/2009  being [(the owner of) (in possession of) (employed by a person who owned) (employed by a person who possessed) (the person acting on behalf of the owner of) (the person acting on behalf of a person who possessed)] [(a) (an)] (Insert Description of Game or Device), an amusement [(game) (device)] described in [(subsection b) (subsection c) (subsection d)] of Code Section 16-12-35 of the Official Code of Georgia, did unlawfully gave (Insert Name of Person), (Insert Amount of Money), money, as a reward for the successful [(play) (winning) of said amusement [(game) (device)] |
| Violation of Gambling Prohibition 04 O.C.G.A. § 16-12-35 (h) – (Giving Certificate, Token or Voucher, etc. Redeemable for Value at another Premises) Effective: 02/10/2009, Updated: 02/10/2009  did unlawfully give (Insert Name of Person), (Insert Description of Item Given), [(a gift certificate) (a token) (a voucher) (a ticket) (an evidence of winning)], as a reward for play at (Insert Location of play) on (Insert Description of Coin Operated Device), a coin operated [(game) (device)] described in [(subsection c) (subsection d)] of Code Section 16-12-35 of the Official Code of Georgia, which was [(redeemable) (exchangeable)] for (Insert Description of How Redeemed), value, at (Insert Location Where Redeemable) |
| Violation of Gambling Prohibition 05 O.C.G.A. § 16-12-35 (h) – (Giving anything of Value for Certificate of Play at another Premises) Effective: 02/10/2009, Updated: 02/10/2009  being located at (Insert Address), did unlawfully give (Insert Name of Person), (Insert Description of Item Given), a thing of value, for [(a gift certificate) (a token) (a voucher) (a ticket) (an evidence of winning)] given as a reward for play at (Insert Location of play) on (Insert Description of Coin Operated Device), a coin operated [(game) (device)] described in [(subsection c) (subsection d)] of Code Section 16-12-35 of the Official Code of Georgia |
| Violation of Gambling Prohibition 06 O.C.G.A. § 16-12-35 (i) – (Rewards must not be exchangeable for firearms, Alcohol, Tobacco, Lottery Tickets or Participation in Lottery) Effective: 02/10/2009, Updated: 02/10/2009  having given (Insert Name of Person), (Insert Description of Awards), [(merchandise) (a prize) (a toy) (a gift) (a certificate) (a novelty) (a reward)] awarded for play on (Insert Description of Coin Operated Device), a coin operated [(game) (device)] described in [(subsection c) (subsection d)] of Code Section 16-12-35 of the Official Code of Georgia, did unlawfully allow said awards to be [(redeemed) (exchanged)] for (Insert Description of Item Exchanged), [(a firearm) (alcohol) (tobacco) (a lottery ticket) (participation in a lottery)] |
|  | |
| 16-12-37(c) | **Dog Fighting** (Misdemeanor) Effective: 12/08/2008 |
| Dog Fighting 01 O.C.G.A. § 16-12-37 (c) – (Spectator at Dogfighting Event) Effective: 12/08/2008, Updated: 12/08/2008  was knowingly present as a spectator at (Insert Address of Dog Fighting Location), a place for the fighting of dogs |
|  | |
| 16-12-38 | **Participation in a Pyramid Scheme** (Misdemeanor) Effective: 02/12/2009 |
| Participation in a Pyramid Scheme O.C.G.A. § 16-12-38 Effective: 02/12/2009, Updated: 02/12/2009  did unlawfully participate in a pyramid promotional scheme in violation of Code Section 16-12-38 of the Official Code of Georgia by (Insert Acts or Describe Scheme) |
|  | |
| 16-12-57 | **Violation of Bingo Regulations** (Misdemeanor) Effective: 01/01/1990 |
| O.C.G.A. § 16-12-57 – (Conducting Bingo Games on Restricted Property) Effective: 07/15/2007, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully operate a bingo game on the premises located at (Insert Address of Bingo Location), a premises [(not owned by the accused) (leased by accused but not regularly used by accused for purposes other than the operation of a bingo game) (leased by accused but not being property which was leased by another <nonprofit> <tax-exempt> organization)], in violation of Code Section 16-12-57 of the Official Code of Georgia |
| PENALTY PROVISIONS: Effective: 02/11/2009, Updated: 02/11/2009  § 16-12-62. Penalties …… Any person who violates any other provision of this part, including the provisions relating to recreational bingo, shall be guilty of a misdemeanor of a high and aggravated nature. Any person who commits any such violation after having previously been convicted of any violations of this part shall be guilty of a felony and, upon conviction thereof, shall be punished by imprisonment for not less than one nor more than five years or by a fine not to exceed $10,000.00, or both. |
|  | |
| 16-12-58 | **Violation of Bingo Regulations** (Misdemeanor) Effective: 01/01/1990 |
| O.C.G.A. § 16-12-60 (a) – (Allowing Person Under 18 Years of Age to Play Bingo) Effective: 07/15/2007, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully permit (Insert Name of Minor), a person under the age of 18 years, to [(play) (conduct) (assist in the conducting)] of a game of bingo conducted by (Insert Name of Licensee), the holder of a valid license to operate bingo games |
| PENALTY PROVISIONS: Effective: 02/11/2009, Updated: 02/11/2009  § 16-12-62. Penalties …… Any person who violates any other provision of this part, including the provisions relating to recreational bingo, shall be guilty of a misdemeanor of a high and aggravated nature. Any person who commits any such violation after having previously been convicted of any violations of this part shall be guilty of a felony and, upon conviction thereof, shall be punished by imprisonment for not less than one nor more than five years or by a fine not to exceed $10,000.00, or both. |
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| 16-12-59 | **Violation of Bingo Regulations** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 02/11/2009, Updated: 02/11/2009  § 16-12-62. Penalties …… Any person who violates any other provision of this part, including the provisions relating to recreational bingo, shall be guilty of a misdemeanor of a high and aggravated nature. Any person who commits any such violation after having previously been convicted of any violations of this part shall be guilty of a felony and, upon conviction thereof, shall be punished by imprisonment for not less than one nor more than five years or by a fine not to exceed $10,000.00, or both. |
| Violation of Bingo Regulations O.C.G.A. § 16-12-59 – (Failure to File Annual Report) Effective: 07/15/2007, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully fail to file on or before April 15, (Insert Applicable Year) with the Director of the Georgia Bureau of Investigation the annual report in accordance with the provisions of Code Section 16-12-59 of the Official Code of Georgia |
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| 16-12-60 | **Violation of Bingo Regulations** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 16-12-60 (a) – (Failure to Maintain Records for Three Years Following Bingo Game) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully fail to maintain for a period of three years (Insert Description of Record), said record being required by the provisions of Code Section 16-12-60 of the Official Code of Georgia to be maintained by accused |
| 04 O.C.G.A. § 16-12-60 (b) (3) – (Failure to Play ad Licensed Location) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully conduct a bingo game at (Insert Address of Game), said location not being the location specified in said accused's license application |
| 05 O.C.G.A. § 16-12-60 (b) (4) – (Conducting More than One Game during Single Day and/or which exceeded 5 hours) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully conduct [(more than one bingo session during a single day) (and which exceeded five hours)] |
| 06 O.C.G.A. § 16-12-60 (c) – (Contracting with Another to Operate a Bingo Game) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully enter into a contract with (Insert Name Contracted) to have such [(individual) (firm) (association) (corporation)] operate [(bingo games) (concessions at a bingo game)] on behalf of the accused |
| 07 O.C.G.A. § 16-12-60 (d) – (Allowing Another to Use Licensee’s Name in Operation or Advertising Bingo Game) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully [(lend its name) (allow its identity)] to be used by (Insert Name of User), (an individual) (a firm) (an association) (a corporation) to operate said bingo game, accused not being directly and solely operating said bingo game |
| 08 O.C.G.A. § 16-12-60 (e) – (Jointly Operating a Bingo Game with Another) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully operate a bingo game [(jointly with each other) (jointly with <Insert Name of Joint Licensee>, a licensee in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia,)] |
| 09 O.C.G.A. § 16-12-60 (e) – (Operating Bingo Game on Same Premises within 18 hour period) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully operate a bingo game upon the same premises as and within 18 hours of a bingo game conducted by (Insert Name of Person Operating Previous Game), a licensee under the provisions of Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia |
| 10 O.C.G.A. § 16-12-60 (f) – (Awarding in Excess of $1,500.00 in any Calendar Day) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully award [(cash) (prizes having a value) (gifts having a value)] in excess of one thousand five hundred dollars ($1,500.00) during a calendar day |
| 11 O.C.G.A. § 16-12-60 (f) – (Awarding in Excess of $3,000.00 in any Calendar Week) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully award [(cash) (prizes having a value) (gifts having a value)] in excess of three thousand dollars ($3,000.00) during the calendar week beginning on (Insert Beginning Date) and ending (Insert Ending Date) |
| 12 O.C.G.A. § 16-12-60 (g) – (Taking Compensation Exceeding $30.00 per day) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully take [(a salary) (expense money) (a fee)] in the amount of (Insert Dollar Amount) for the operation of a bingo game conducted by (Insert Name of Licensee), which amount was in excess of the $30.00 per day limit established by subparagraph (g) of Code Section 16-12-60 of the Official Code of Georgia |
| 14 O.C.G.A. § 16-12-60 (i) – (Awarding in Excess of $3,000.00 in any Calendar Week) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, and being a member of more than one [(nonprofit) (tax-exempt organization), to wit: (Insert Names of All Such Organizations), did unlawfully participate in the bingo operations of more than two such organizations, to wit: (Insert a list of More than Two Such Organizations), as prohibited by subsection (i) of Code Section 16-12-60 of the Official Code of Georgia |
| 15 O.C.G.A. § 16-12-60 (i) – (Received more than $30.00 per day for Assisting Two Bingo Operations) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, and being a member of more than one [(nonprofit) (tax-exempt organization), to wit: (Insert Names of All Such Organizations), did unlawfully receive more than $30.00 per day for assisting in the conduct of bingo games of two such organizations, to wit: (Insert Name of Organizations) |
| PENALTY PROVISIONS: Effective: 02/11/2009, Updated: 02/11/2009  …… Any person who violates any other provision of this part, including the provisions relating to recreational bingo, shall be guilty of a misdemeanor of a high and aggravated nature. Any person who commits any such violation after having previously been convicted of any violations of this part shall be guilty of a felony and, upon conviction thereof, shall be punished by imprisonment for not less than one nor more than five years or by a fine not to exceed $10,000.00, or both. |
| Violation of Bingo Regulations 02 O.C.G.A. § 16-12-60 (b) (1) – (Failure to Own Equipment) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully operate a bingo game without using equipment [(owned by the accused) (leased by accused)] |
| Violation of Bingo Regulations 03 O.C.G.A. § 16-12-60 (b) (2) – (Failure to Display License) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully fail to display the bingo license issued to said accused by the Director of the Georgia Bureau of Investigation in a conspicuous location |
| Violation of Bingo Regulations 13 O.C.G.A. § 16-12-60 (h) – (Payment of Consulting Fees) Effective: 02/11/2009, Updated: 02/11/2009  being licensed by the Director of the Georgia Bureau of Investigation to conduct bingo games in accordance with Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia, did unlawfully pay (Insert Name of Fee Recipient) a consulting fee for services performed in relation to the (operation) (conduct) of a bingo game |
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| 16-12-80 | **Distributing Obscene Material** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 16-12-80 – (Sell, lend, Rent, give, etc. Obscene Material) Effective: 07/15/2007, Updated: 12/15/2008  did unlawfully [(sell) (lend) (rent) (lease) (give) (advertise) (publish) (exhibit) (disseminate)] to (Insert Name of Person to Whom Sold) (Insert Description of Material Sold), obscene material, knowing the obscene nature of said material |
| 02 O.C.G.A. § 16-12-80 – (Offer to Sell, lend, Rent, give, etc. Obscene Material) Effective: 12/15/2008, Updated: 12/15/2008  did unlawfully offer to [(sell) (lend) (rent) (lease) (give) (advertise) (publish) (exhibit) (disseminate)] (Insert Description of Material), obscene material, knowing the obscene nature of said material |
| 03 O.C.G.A. § 16-12-80– (Possess with Intent to Sell, lend, Rent, give, etc. Obscene Material) Effective: 12/15/2008, Updated: 12/15/2008  possess with intent to [(sell) (lend) (rent) (lease) (give) (advertise) (publish) (exhibit) (disseminate)] (Insert Description of Material), obscene material, knowing the obscene nature of said material |
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| 16-12-85 | **Improper Display of Restricted Film Preview** (Misdemeanor) Effective: 07/15/2007 |
| Improper Display of Restricted Film Preview O.C.G.A. § 16-12-85 Effective: 07/15/2007, Updated: 02/19/2009  while a [(motion picture operator) (theater owner) (projectionist)] did unlawfully display to the audience within (Insert Name of Theater), a theater located at (Insert Address of Theater), previews of a film that [(was restricted to adults) (required minors to be accompanied by an adult)] when the audience was not similarly restricted |
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| 16-12-100(b) | **Sexual Exploitation of Children** (Misdemeanor) Effective: 07/01/2013 |
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| 16-12-100(c) | **Failure to Report Incident of Sexual Exploitation of Children** (Misdemeanor) Effective: 10/15/2009 |
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| 16-12-100.1(b) | **Electronically Furnishing Obscene Material to Minors** (Misdemeanor) Effective: 01/01/1990 |
| Electronically Furnishing Obscene Material to Minors 01 O.C.G.A. § 16-12-100.1(b) (1) (A) – (Furnishing Visual Images Depicting Nudity, Sexual Conduct, etc.)  Effective: 07/11/2007, Updated: 11/16/2008  [(knowing) (having good reason to know)] the character of the material, did electronically furnish to (Insert Name of Minor), an individual [(he) (she)] [(knew) (should have known)] was a minor, a [(picture) (photograph) (drawing) (visual representation) (image)] of a [(person) (portion of a human body)] which depicted [(sexually explicit nudity) (sexual conduct) (sadomasochistic abuse)] not being an incidental part of an otherwise nonoffending whole and which was harmful to minors |
| Electronically Furnishing Obscene Material to Minors 02 O.C.G.A. § 16-12-100.1(b) (1) (B) – (Furnishing Written Matter containing Material with Sexual Conduct, etc.)  Effective: 07/11/2007, Updated: 11/16/2008  [(knowing) (having good reason to know)] the character of the material, did electronically furnish to (Insert Name of Minor), an individual [(he) (she)] [(knew) (should have known)] was a minor, [(written) (aural)] matter containing material with [(sexual conduct) (sexual excitement) (sadomasochistic abuse)] not being an incidental part of an otherwise nonoffending whole and which was harmful to minors |
| Electronically Furnishing Obscene Material to Minors 03 O.C.G.A. § 16-12-100.1(b) (1) (B) – (Furnishing Written Matter containing Material with Verbal/Narrative Accounts of Sexual Conduct, etc.)  Effective: 07/18/2007, Updated: 11/16/2008  [(knowing) (having good reason to know)] the character of the material, did electronically furnish to (Insert Name of Minor), an individual [(he) (she)] [(knew) (should have known)] was a minor, [(written) (aural)] matter containing material with explicit [(verbal descriptions) (narrative accounts)] of [(sexual conduct) (sexual excitement) (sadomasochistic abuse)] not being an incidental part of an otherwise nonoffending whole and which was harmful to minors |
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| 16-12-100.2(d) | **Computer Pornography** (Misdemeanor) Effective: 09/07/2006 |
| Computer Pornography O.C.G.A. § 16-12-100.2 (d) (1) – (Solicitation for Sexual Conduct with a Child) - Misdemeanor  Effective: 07/18/2007, Updated: 11/17/2008  being [(18 years of age) (younger than 18 years of age)], did [(intentionally) (willfully)] by means of (Insert Description of Computer On-Line Service/Internet Service), [(a computer on-line service) (an Internet service)], utilized an [(on-line service) (Internet service) (local bulletin board service) (Internet chat room) (e-mail) (on-line messaging service] to attempt to [(seduce) (solicit) (lure) (entice)] (Insert Name of Child), a [(child 14 years of age) (child 15 years of age], to commit [(sodomy) (aggravated sodomy) (child molestation) (aggravated child molestation) (enticing a child for indecent purposes) (public indecency) (describe any conduct that by its nature is an unlawful sexual offense against a child)], said accused being no more than three years older than said child |
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| 16-12-100.2(e) | **Obscene Internet Contact with a Child** (Misdemeanor) Effective: 09/07/2006 |
| Obscene Internet Contact with a Child O.C.G.A. § 16-12-100.2 (e) (1) – (Generally) (Misdemeanor) Effective: 07/18/2007, Updated: 11/17/2008  being [(18 years of age) (younger than 18 years of age)], did, by way of [(a local bulletin board service) (an Internet chat room) (e-mail) (an on-line messaging service) provided by a [(computer on-line service) (Internet service)] have contact involving matter containing [(explicit verbal descriptions) (narrative accounts)] of [(sexually explicit nudity) (sexual conduct) (sexual excitement) (sadomasochistic abuse)] with (Insert Identity of Individual Contacted) a [(child 14 years of age) (child 15 years of age], with the intent to [(arouse) (satisfy)] the sexual desire of [(himself) (herself) (said child)], said accused being no more than three years older than said child |
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| 16-12-100.2(f) | **Permitting Computer to be Used in Violation of O.C.G.A. 16-12-100** (Misdemeanor) Effective: 10/15/2009 |
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| 16-12-100.3 | **Obscene Telephone Contact with a Child** (Misdemeanor) Effective: 03/20/2007 |
| 01 O.C.G.A. § 16-12-100.3(b) – (Generally – Defendant Over 21 years of Age – First Offense) (Misdemeanor) Effective: 07/18/2007, Updated: 11/17/2008  being a person [(seventeen years of age) (over seventeen years of age), did have telephone contact with (Insert Name of Child), an individual whom the accused knew or should have known was a child under 14 years of age, and said contact involved a aural matter containing explicit [(verbal descriptions) (narrative accounts)] of [(sexually explicit nudity) (sexual conduct) (sexual excitement) (sadomasochistic abuse)] with the intent to [(arouse) (satisfy)] the sexual desire of the [(accused) (child)] |
| 02 O.C.G.A. § 16-12-100.3(b) – (Generally – Defendant Under 21 years of Age – First Offense) (Misdemeanor) Effective: 11/17/2008, Updated: 11/17/2008  being a person [(seventeen years of age) (over seventeen years of age) (over seventeen years but less than twenty-one years of age)], did have telephone contact with (Insert Name of Child), an individual whom the accused knew or should have known was a child under 14 years of age, and said contact involved a aural matter containing explicit [(verbal descriptions) (narrative accounts)] of [(sexually explicit nudity) (sexual conduct) (sexual excitement) (sadomasochistic abuse)] with the intent to [(arouse) (satisfy)] the sexual desire of the [(accused) (child)] |
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| 16-12-103 | **Exhibiting Pornography to Minors** (Misdemeanor) Effective: 05/23/2008 |
| Exhibiting Pornography to Minors 01 O.C.G.A. § 16-12-103 (b) (1) – Admitting Minor into Place Effective: 05/23/2008, Updated: 05/23/2008  did knowingly admit (name minor), a minor, to (Insert Name of Place), a premises whereon there was exhibited [(a motion picture) (show) (a presentation)] which, in whole or in part, depicted [(sexually explicit nudity) (sexual conduct) (sadomasochistic abuse)] and which was harmful to minors. |
| Exhibiting Pornography to Minors 02 O.C.G.A. § 16-12-103 (b) (1) – Exhibit Motion Picture which can be viewed by Minors Effective: 05/23/2008, Updated: 05/23/2008  did knowingly exhibit a motion picture which, in whole or in part, depicted [(sexually explicit nudity) (sexual conduct) (sadomasochistic abuse)] and which was harmful to minors, at (Insert Name of Place), a premises which was not designed to prevent viewing from any public way of such motion picture by minors not admitted to the premises |
| Exhibiting Pornography to Minors 03 O.C.G.A. § 16-12-103 (b) (2) – Furnish Ticket to Person Under Age 21 (Live Performance) Effective: 05/23/2008, Updated: 05/23/2008  did knowingly [(sell) (furnish)] to (Insert Name of Person), a person under the age of 21, [(an admission ticket) (a pass) to (Insert Name of Place), a premises whereon there was exhibited a [(show) (performance)] which was harmful to minors and which, in whole or in part, consisted of [(sexually explicit nudity on the part of one or more live performers) (sexual conduct on the part of one or more live performers) (sadomasochistic abuse on the part of one or more live performers)] |
| Exhibiting Pornography to Minors 04 O.C.G.A. § 16-12-103 (b) (2) – Exhibit to Person under Age 21 (Live Performance) Effective: 05/23/2008, Updated: 05/23/2008  did knowingly admit (Insert Name of Person), a person under the age of 21, to (Insert Name of Place), a premises whereon there was exhibited a [(show) (performance)] which was harmful to minors and which, in whole or in part, consisted of [(sexually explicit nudity on the part of one or more live performers) (sexual conduct on the part of one or more live performers) (sadomasochistic abuse on the part of one or more live performers)] |
| Exhibiting Pornography to Minors 05 O.C.G.A. § 16-12-103 (e) (1) – Exhibit Pictures, etc, at Public Place Effective: 05/23/2008, Updated: 11/20/2008  did knowingly [(exhibit) (expose) (display)] in public at [(a newsstand) (a business establishment) (a commercial establishment) (describe other public place)] [(frequented by minors) (where minors (are)(may be) invited as part of the general public)] a [(picture) (photograph) (drawing) (sculpture) (motion picture film) (similar visual representation/image)] of a [(person) (portion of the human body)] which depicted [(sexually explicit nudity) (sexual conduct) (sadomasochistic abuse)] and which was harmful to minors |
| Exhibiting Pornography to Minors 06 O.C.G.A. § 16-12-103 (e) (2) – Exhibit Book/Pamphlet at Public Place  Effective: 05/23/2008, Updated: 11/20/2008  did knowingly [(exhibit) (expose) (display)] in public at [(a newsstand) (a business establishment) (a commercial establishment) (describe other public place)] [(frequented by minors) (where minors (are)(may be) invited as part of the general public)] a [(book) (pamphlet) (magazine) (printed matter however reproduced) (sound recording)] which contained [(sexually explicit nudity) (sexual conduct) (sadomasochistic abuse)] and which was harmful to minors |
| Exhibiting Pornography to Minors 07 O.C.G.A. § 16-12-103 (e) (2) – Exhibit Verbal/Narrative Accounts in Public Effective: 05/23/2008, Updated: 11/20/2008  did knowingly [(exhibit) (expose) (display)] in public at [(a newsstand) (a business establishment) (a commercial establishment) (describe other public place)] [(frequented by minors) (where minors (are)(may be) invited as part of the general public)] a [(book) (pamphlet) (magazine) (printed matter however reproduced) (sound recording)] which contained explicit and detailed [(verbal descriptions) (narrative accounts)] of [(sexual excitement) (sexual conduct) (sadomasochistic abuse)] and which, taken as a whole, was harmful to minors |
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| 16-12-103 | **Misrepresentation to Obtain Pornography** (Misdemeanor) Effective: 05/23/2008 |
| 01 O.C.G.A. § 16-12-103 (c) – Misrepresent Age to Obtain Material Effective: 05/23/2008, Updated: 05/23/2008  did falsely represent the [(his) (her)] age to (Name of Person), [(a person) (an agent for a person)] who [(sells) (loans for monetary consideration) (furnishes) (disseminates)] [(pictures) (photographs) (drawings) (sculptures) (motion picture films) (similar visual representation/image)] of a [(person) (portion of the human body)] which depicts [(sexually explicit nudity) (sexual conduct) (sadomasochistic abuse)] and which was harmful to minors, with the intent to unlawfully procure such material |
| 02 O.C.G.A. § 16-12-103 (c) – Misrepresent Age to gain Admission Effective: 05/23/2008, Updated: 05/23/2008  did falsely represent the [(his) (her)] age to (Name of Person), [(a person) (an agent for a person)] who [(sells) (furnishes)] [(admission tickets) (passes) to (Insert Name of Place), premises whereon there was exhibited [(shows) (performances)] which were harmful to minors and which, in whole or in part, consist of [(sexually explicit nudity on the part of one or more live performers) (sexual conduct on the part of one or more live performers) (sadomasochistic abuse on the part of one or more live performers)], with the intent to unlawfully procure admission to such [(motion picture) (show) (other presentation)] |
| 03 O.C.G.A. § 16-12-103 (d) –Parent of Minor to obtain Material for Minor Effective: 05/23/2008, Updated: 05/23/2008  did knowingly make a false representation that he/she was the [(parent) (guardian)] of (Insert Name of Minor), a minor, to (Insert Name of Person), [(a person) (an agent for a person)] who [(sells) (loans for monetary consideration) (furnishes) (disseminates)] [(pictures) (photographs) (drawings) (sculptures) (motion picture films) (similar visual representation/image)] of a [(person) (portion of the human body)] which depicts [(sexually explicit nudity) (sexual conduct) (sadomasochistic abuse) and which was harmful to minors, with the intent to unlawfully procure for said minor said material |
| 04 O.C.G.A. § 16-12-103 (d) – Parent of Minor to gain Minor’s Admission Effective: 05/23/2008, Updated: 05/23/2008  did knowingly make a false representation that he/she was the [(parent) (guardian)] of (Insert Name of Minor), a minor, to (Insert Name of Person), [(a person) (an agent for a person)] who [(sells) (furnishes)] [(admission tickets) (passes)] to %, premises whereon there is exhibited [(shows) (performances)] which are harmful to minors and which, in whole or in part, consist of [(sexually explicit nudity on the part of one or more live performers) (sexual conduct on the part of one or more live performers) (sadomasochistic abuse on the part of one or more live performers)], with the intent to unlawfully procure such minor's admission |
| 05 O.C.G.A. § 16-12-103 (d) – Another Person to gain Material for such Person Effective: 05/23/2008, Updated: 05/23/2008  did knowingly make a false representation with respect to the age of (Insert Name of Person whose Age was Misrepresented), to (Insert Name of Person to Whom Misrepresentation was Made), [(a person) (an agent for a person)] who [(sells) (loans for monetary consideration) (furnishes) (disseminates)] [(pictures) (photographs) (drawings) (sculptures) (motion picture films) (similar visual representation/image)] of a [(person) (portion of the human body)] which depicts [(sexually explicit nudity) (sexual conduct) (sadomasochistic abuse) and which was harmful to minors, with the intent to unlawfully procure for said person said material |
| 06 O.C.G.A. § 16-12-103 (d) –Age of Another to Gain Admission Effective: 05/23/2008, Updated: 05/23/2008  did knowingly make a false representation with respect to the age of (Insert Name of Person whose Age was Misrepresented), to (Insert Name of Person to Whom Misrepresentation was Made), [(a person) (an agent for a person)] who [(sells) (furnishes)] [(admission tickets) (passes)] to (Insert Name of Place), a premises whereon there is exhibited [(shows) (performances)] which are harmful to minors and which, in whole or in part, consist of [(sexually explicit nudity on the part of one or more live performers) (sexual conduct on the part of one or more live performers) (sadomasochistic abuse on the part of one or more live performers)], with the intent to unlawfully procure such person's admission |
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| 16-12-103(a) | **Dissemination of Pornography to Minors** (Misdemeanor) Effective: 06/14/2007 |
| 01 O.C.G.A. § 16-12-103 (a) (1) – Picture, Drawing, Film, etc. Effective: 05/23/2008, Updated: 05/23/2008  did knowingly [(sell) (loan for monetary consideration) (furnish) (disseminate)] to (name minor), a minor, a [(picture) (photograph) (drawing) (sculpture) (motion picture film) (similar visual representation/image)] of a [(person) (portion of the human body)] which depicted [(sexually explicit nudity) (sexual conduct) (sadomasochistic abuse)] and which was harmful to minors |
| 02 O.C.G.A. § 16-12-103 (a) (2) – Book Containing Picture, Drawing, etc. Effective: 05/23/2008, Updated: 05/23/2008  did knowingly [(sell) (loan for monetary consideration) (furnish) (disseminate)] to (name minor), a minor, a [(book) (pamphlet) (magazine) (printed matter however reproduced) (sound recording)] which contained a [(picture) (photograph) (drawing) (sculpture) (motion picture film) (similar visual representation/image)] of a [(person) (portion of the human body)] which depicted [(sexually explicit nudity) (sexual conduct) (sadomasochistic abuse)] and which was harmful to minors |
| 04 O.C.G.A. § 16-12-103 (b) (1) – Furnish Admission Ticket to Place Effective: 05/23/2008, Updated: 05/23/2008  did knowingly [(sell) (furnish)] to (name minor), a minor, [(an admission ticket) (a pass)] to (Insert Name of Place), premises whereon there was exhibited [(a motion picture) (show) (a presentation)] which, in whole or in part, depicted [(sexually explicit nudity) (sexual conduct) (sadomasochistic abuse)] and which was harmful to minors |
| Dissemination of Pornography to Minors 03 O.C.G.A. § 16-12-103 (a) (2) – Verbal/Narrative Account Effective: 05/23/2008, Updated: 05/23/2008  did knowingly [(sell) (loan for monetary consideration) (furnish) (disseminate)] to (name minor), a minor, a [(book) (pamphlet) (magazine) (printed matter however reproduced) (sound recording)] which contained [(verbal descriptions) (narrative accounts) of [(sexually explicit nudity) (sexual conduct) (sexual excitement) (sadomasochistic abuse)] and which, taken as a whole, was harmful to minors |
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| 16-12-120(a) | **Unlawful Public Transit Conduct** (Misdemeanor) Effective: 01/01/1990 |
| Unlawful Public Transit Conduct 01 O.C.G.A. § 16-12-120 (a) (1) – (Spitting, Defecating or Urinating) Effective: 07/17/2007, Updated: 01/16/2009  while in [(a public transit bus) (a rapid rail car) (a rapid rail station) (an intermodal bus station), did unlawfully [(spit) (defecate) (urinate)] |
| Unlawful Public Transit Conduct 02 O.C.G.A. § 16-12-120 (a) (2) – (Discarding Litter) Effective: 07/17/2007, Updated: 01/16/2009  while in [(a public transit bus) (a rapid rail car) (a rapid rail station) (an intermodal bus station), did unlawfully discard litter other than into a receptacle designated for the discarding of litter, in that (Describe Manner of Discarding Litter) |
| Unlawful Public Transit Conduct 03 O.C.G.A. § 16-12-120 (a) (3) – (Smoking) Effective: 07/17/2007, Updated: 01/16/2009  while in [(a public transit bus) (a rapid rail car) (a rapid rail station) (an intermodal bus station), did unlawfully smoke (Identify What Was Being Smoked), tobacco |
| Unlawful Public Transit Conduct 04 O.C.G.A. § 16-12-120 (a) (4) – (Consumption of Food or Beverage) Effective: 07/17/2007, Updated: 01/16/2009  while in [(a public transit bus) (a rapid rail car) (a rapid rail station) (an intermodal bus station), did unlawfully consume (Identify Item Consumed), [(food) (beverage)] |
| Unlawful Public Transit Conduct 05 O.C.G.A. § 16-12-120 (a) (4) – (Possession of Open Container of Food or Beverage) Effective: 01/16/2009, Updated: 01/16/2009  while in [(a public transit bus) (a rapid rail car) (a rapid rail station) (an intermodal bus station), did unlawfully possess an open container of (Identify Item Contained), [(food) (beverage)] |
| Unlawful Public Transit Conduct 06 O.C.G.A. § 16-12-120 (a) (5) – (Playing Audible Device Too Loud) Effective: 01/16/2009, Updated: 01/16/2009  while in [(a public transit bus) (a rapid rail car) (a rapid rail station) (an intermodal bus station), did unlawfully play a [(radio) (cassette) (tape player) (Describe Other Similar, Applicable Device)] not being connected to an earphone that limited the sound to the hearing of the accused |
| Unlawful Public Transit Conduct 07 O.C.G.A. § 16-12-120 (a) (6) – (Carrying Dangerous Articles on Transit System) Effective: 01/16/2009, Updated: 01/16/2009  while in [(a public transit bus) (a rapid rail car) (a rapid rail station) (an intermodal bus station), did unlawfully [(carry) (possess)] (Insert Identity of Item), [(an explosive) (an acid) (Insert Name of Other Applicable Dangerous Article)] |
| Unlawful Public Transit Conduct 08 O.C.G.A. § 16-12-120 (a) (6) – (Carrying Live Animal onto Transit System) Effective: 01/16/2009, Updated: 01/16/2009  while in [(a public transit bus) (a rapid rail car) (a rapid rail station) (an intermodal bus station), did unlawfully [(carry) (possess)] (Insert Identity of Animal), a live animal, said accused not being authorized to do so by the provisions of subparagraph (6) of subsection (a) of of Code Section 16-12-120 of the Official Code of Georgia |
| Unlawful Public Transit Conduct 09 O.C.G.A. § 16-12-120 (a) (7) – (Obstructing, Hindering, Interfering with Operation of Transit System) Effective: 01/16/2009, Updated: 01/16/2009  while in [(a public transit bus) (a rapid rail car) (a rapid rail station) (an intermodal bus station), did unlawfully [(obstruct) (hinder)] (interfere with) (disrupt) (disturb)] the operation of a [(public transit bus) (rapid rail car)] in that (Insert Description of Act or Acts Constituting Offense) |
| Unlawful Public Transit Conduct 10 O.C.G.A. § 16-12-120 (a) (7) – (Obstructing, Hindering, Interfering with Operator or Passengers of Transit System) Effective: 01/16/2009, Updated: 01/16/2009  while in [(a public transit bus) (a rapid rail car) (a rapid rail station) (an intermodal bus station), did unlawfully [(obstruct) (hinder)] (interfere with) (disrupt) (disturb)] (Insert Name of Person Obstructed/Disturbed), [(an operator of) (a passenger on)] a [(public transit bus) (rapid rail car)] |
| Unlawful Public Transit Conduct 11 O.C.G.A. § 16-12-120 (a) (8) – (Boarding Transit Bus Through Rear Exit) Effective: 01/16/2009, Updated: 01/16/2009  did unlawfully board (Insert Description & Identity of Bus), a public transit bus, through the rear exit door, accused not having been directed to do so by (Insert Name of Bus Operator), the [(employee) (agent)] of said transit bus |
| Unlawful Public Transit Conduct 12 O.C.G.A. § 16-12-120 (a) (9) – (Remaining on Transit Bus/Rapid Rail at completion of route after being advised to Exit) Effective: 01/16/2009, Updated: 01/16/2009  did unlawfully remain aboard (Insert Description & Identity of Bus & Rapid Rail Car), a [(public transit bus) (rapid rail car)], after said [(public transit bus) (rapid rail car)] had completed its scheduled route and passengers had been advised by (Insert Name of Operator), the operator, to exit the vehicle |
| Unlawful Public Transit Conduct 13 O.C.G.A. § 16-12-120 (a) (9) – (Remaining on Transit Bus/Rapid Rail after being warned & Vehicle having Entered Restricted Area) Effective: 01/16/2009, Updated: 01/16/2009  did unlawfully remain aboard (Insert Description & Identity of Bus & Rapid Rail Car), a [(public transit bus) (rapid rail car)], having been warned by (Insert Name of Operator), the operator, to exit the vehicle, and said vehicle had entered a [(garage) (restricted)] area not open to the public |
| Unlawful Public Transit Conduct 14 O.C.G.A. § 16-12-120 (a) (10) – (Enters, Exits, or Passes through Emergency Door w/o there being an Emergency) Effective: 01/16/2009, Updated: 01/16/2009  did unlawfully[(enter) (exit) (pass)] through an emergency door of (Insert Description & Identity of Bus), a public transit bus, there being no bona fide emergency for accused's conduct as alleged herein |
| Unlawful Public Transit Conduct 15 O.C.G.A. § 16-12-120 (a) (11) – (Enters Operators Cab or Driver’s Seat w/o there being an Emergency) Effective: 01/16/2009, Updated: 01/16/2009  did unlawfully enter the [(operator's cab) (driver's seat)] of (Insert Description & Identity of Bus or Rail Car), a [(public transit bus) (rapid rail car)], there being no bona fide emergency for accused's conduct as alleged herein |
|  | |
| 16-12-120(a.1) | **Unlawful Public Transit Conduct** (Misdemeanor) Effective: 07/17/2007 |
| Unlawful Public Transit Conduct 1 O.C.G.A. § 16-12-120 (a.1) (1) – (Solicit Money While on Bus or Rail Car) Effective: 07/17/2007, Updated: 01/17/2009  did unlawfully (solicit money from) (sell goods to) (solicit services for a fee from) <name of victim>, an/a (operator) (passenger) of a public (transit bus) (rapid rail car), while accused was within (the confines of such vehicle) (the paid area of such rapid rail station) (the paid area of such intermodal bus station) without the express permission or grant of authority by the public transportation authority or carrier |
| Unlawful Public Transit Conduct 2 O.C.G.A. § 16-12-120 (a.1) (1) – (Solicit Money While on Bus Station or Rail Station) Effective: 07/17/2007, Updated: 01/17/2009  while within the confines of (a rapid rail station) (an intermodal bus station)], did unlawfully solicit money from (Insert Name or Names), [(the operator) (a passenger)] of a [(public transit bus) (rapid rail car)], accused not having obtained the express permission or grant of concession from (Insert Name of Transportation Authority or Carrier), the [(Public transportation authority) (carrier)] of the [(a public transit bus) (a rapid rail car)] |
| Unlawful Public Transit Conduct 3 O.C.G.A. § 16-12-120 (a.1) (1) – (Sell Goods or Services while in Rail Station or Bus Station) Effective: 01/17/2009, Updated: 01/17/2009  while within the confines of [(a public transit bus) (a rapid rail car)], did unlawfully sell (Insert Description of Goods/Service), [(goods) (services)] to (Insert Name or Names), [(the operator) (a passenger)] of a [(public transit bus) (rapid rail car)], accused not having obtained the express permission or grant of concession from [(Insert Name of Transportation Authority or Carrier)], the [(Public transportation authority) (carrier)] of the [(a public transit bus) (a rapid rail car)] |
| Unlawful Public Transit Conduct 4 O.C.G.A. § 16-12-120 (a.1) (1) – (Sell Goods or Services while in Rail Station or Bus Station) Effective: 01/17/2009, Updated: 01/17/2009  while within the confines of (a rapid rail station) (an intermodal bus station)], did unlawfully sell (Insert Description of Goods/Service), [(goods) (services)] to (Insert Name or Names), [(the operator) (a passenger)] of a [(public transit bus) (rapid rail car)], accused not having obtained the express permission or grant of concession from [(Insert Name of Transportation Authority or Carrier)], the [(Public transportation authority) (carrier)] of the [(a public transit bus) (a rapid rail car)] |
| Unlawful Public Transit Conduct 5 O.C.G.A. § 16-12-120 (a.1) (2) – (Delivering Commercial Flyers on Bus or Rail Vehicle or Station) Effective: 01/17/2009, Updated: 01/17/2009  while within the confines of [(a public transit bus) (a rapid rail car) (rapid rail station) (intermodal bus station)], did unlawfully [(deliver) (distribute)] [(handbills) (flyers)] of a commercial nature to (Insert Name or Names), [(the operator) (a passenger)] of a [(public transit bus) (rapid rail car)] |
|  | |
| 16-12-120.1 | **Public Transit Fraud** (Misdemeanor) Effective: 09/25/2007 |
| Public Transit Fraud 01 O.C.G.A. § 16-12-120.1(1) - (Altered Card/token, etc.) Effective: 08/08/2008, Updated: 11/20/2008  did [(sell) (make) (possess)] (Insert Description of Item), a [(coin) (token) (stored value card)(transfer) (transaction card) (ticket) ((Insert Description of Other Fare Medium), a fare medium)] which had been altered from its original condition, to wit: (Insert Description of Manner of Alteration), contrary to its intended use to [(enter) (gain entry)] [(into) (on)] a [(bus) (rail vehicle) (station)], to wit: (Insert Identity of Bus/Rail Vehicle/Station) |
| Public Transit Fraud 02 O.C.G.A. § 16-12-120.1(2) - (Fraudulently Obtained Card/Token, etc) Effective: 08/08/2008, Updated: 08/08/2008  did [(sell) (exchange)] (Insert Description of Item), a [(token) (stored value card)(transfer) (transaction card) (ticket) (fare medium) (Insert Description of Other similar article)] which had been obtained by [fraudulent) (illegal)] means, to wit: (Describe Fraudulent/Illegal Means Obtained), and which [(is used) (is to be used)] as payment for entry [(into) (on)] a [(bus) (rail vehicle) (terminal)], without the express consent of (Insert Name of the Public Transit Agency), the public transit agency [(owning) (operating)] such [(vehicles )(stations)] |
| Public Transit Fraud 03 O.C.G.A. § 16-12-120.1(3) - (Offering Entry w/o Payment) Effective: 08/08/2008, Updated: 08/08/2008  did [(offer entry) (provide entry)] [(into) (on)] a [(bus) ( rapid rail car) (station)] to (Insert Name of Person to Whom Offer Made) without the payment of the proper fare to (Insert Name of the Public Transit Agency), the public transit agency [(owning) (operating)] such [(vehicles )(stations)] |
| Public Transit Fraud 04 O.C.G.A. § 16-12-120.1(4) - (Entering w/o Payment) Effective: 08/08/2008, Updated: 08/08/2008  did gain entry [(into) (on)] a [(bus) ( rapid rail car) (station)] without the payment of the proper fare to (Insert Name of the Public Transit Agency), the public transit agency [(owning) (operating)] such [(vehicles )(stations)] |
| Public Transit Fraud 05 O.C.G.A. § 16-12-120.1(5) - (Entry Using Card of Another) Effective: 08/08/2008, Updated: 11/20/2008  did gain entry [(into) (on)] a [(bus) (rapid rail car) (station)] through the use of a [(coin) (token) (transfer) (transaction card) (ticket) ((Insert Description of Other Fare Medium), a fare medium)] limited by its terms to a single user and being the property of (Insert Name of Owner) |
|  | |
| 16-12-125 | **Violation of Security Measure** (Misdemeanor) Effective: 07/17/2007 |
| Violation of Security Measure O.C.G.A. § 16-12-125 – (Misdemeanor) Effective: 07/17/2007, Updated: 01/17/2009  did unlawfully, without authority, [(avoid) (interfere with)] (Insert Description of Security Measure), a properly functioning security measure as defined in paragraph (9) of Code Section 16-12-122 of the Official Code of Georgia, located [(in) (on)] (Insert Location of Security Measure), to wit: (Describe Acts) |
|  | |
| 16-12-161 | **Removal of Body Parts from Scene of Death** (Misdemeanor) Effective: 01/01/1990 |
| Removal of Body Parts from Scene of Death O.C.G.A. § 16-12-161 Effective: 01/17/2009, Updated: 01/17/2009  did unlawfully remove from the scene of the [(death) (dismemberment)] of (Insert Name of Person), a (Insert Name & Description of Body Part Removed), a human body part |
|  | |
| 16-12-171(a) | **Furnishing Tobacco Products to Minors** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 16-12-171 (a) (1) (A) – (Sale of Cigarettes to Minor) Effective: 07/18/2007, Updated: 12/27/2008  did unlawfully [(sell) (barter)] [(directly) (indirectly)] cigarettes to (Insert Name of Minor), a minor |
| 02 O.C.G.A. § 16-12-171 (a) (1) (A) – (Sale of Tobacco Related Objects to Minor) Effective: 07/18/2007, Updated: 12/27/2008  did unlawfully[(sell) (barter)] [(directly) (indirectly)] (Insert Description of Tobacco Related Object), a tobacco related object, to (Insert Name of Minor), a minor |
| 03 O.C.G.A. § 16-12-171 (a) (1) (B) – (Purchase Cigarettes for Minor) Effective: 07/18/2007, Updated: 12/27/2008  did unlawfully purchase cigarettes for (Insert Name of Minor), a minor, said minor not being the child of the accused |
| 04 O.C.G.A. § 16-12-171 (a) (1) (B) – (Purchase Tobacco Related Object for Minor) Effective: 12/27/2008, Updated: 12/27/2008  did unlawfully purchase (Insert Description of Tobacco Related Object), a tobacco related object, for (Insert Name of Minor), a minor, said minor not being the child of the accused |
| 05 O.C.G.A. § 16-12-171 (a) (1) (C) – (Counseling Minor to Use Tobacco Products) Effective: 12/27/2008, Updated: 12/27/2008  did unlawfully [(advise) (counsel) (compel)] (Insert Name of Minor), a minor, to [(smoke) (inhale) (chew) (use)] [(cigarettes) (Insert Description of Tobacco Related Object)] |
|  | |
| 16-12-171(b) | **Possession of Tobacco by Minor** (Misdemeanor) Effective: 01/01/1990 |
| Possession of Tobacco by Minor 01 O.C.G.A. § 16-12-171 (b) (1) (A) Effective: 07/18/2007, Updated: 12/27/2008  being a minor, did unlawfully purchase (cigarettes) (Insert Description of Tobacco Related Object) |
| Possession of Tobacco by Minor 02 O.C.G.A. § 16-12-171 (b) (1) (B) – (Misrepresented Age to obtain Cigarettes) Effective: 07/18/2007, Updated: 12/27/2008  being a minor, did misrepresent [(his) (her)] [(identity)(age)] for the purpose of [(purchasing) (procuring)] [(cigarettes) (Insert Description of Tobacco Related Object)] |
| Possession of Tobacco by Minor 03 O.C.G.A. § 16-12-171 (b) (1) (B) – (Used False Identification to obtain Cigarettes) Effective: 12/27/2008, Updated: 12/27/2008  being a minor, did use false identification for the purpose of [(purchasing) (procuring)] [(cigarettes) (Insert Description of Tobacco Related Object)] |
|  | |
| 16-12-172 | **Failure to Post Warning Regarding Tobacco Sales to Minors** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Post Warning Regarding Tobacco Sales to Minors O.C.G.A. § 16-12-172 Effective: 07/18/2007, Updated: 12/28/2008  being a person [(owning) (operating)] a place of business in which [(cigarettes) (tobacco products) (tobacco related products)] are [(sold) (offered for sale)], did unlawfully fail to post in a conspicuous place, a sign, printed in letters of at least one-half inch in height, containing the following statement: "Sale of cigarettes, tobacco, tobacco products or tobacco related objects to persons under 18 years of age is prohibited by law" |
|  | |
| 16-12-173(a) | **Failure to Place Warnings on Tobacco Vending Machines** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Place Warnings on Tobacco Vending Machines O.C.G.A. § 16-12-173 (a) Effective: 07/18/2007, Updated: 12/28/2008  being a person who maintains in [(his) (her)] place of business, a vending machine which dispenses (cigarettes) (<Insert Description of Tobacco Products>, tobacco products) (<Insert Description of Tobacco Related Object>, tobacco related objects), did unlawfully fail to place in a conspicuous place on said vending machine, a sign reading: "The purchase of cigarettes, tobacco products, or tobacco related objects from this vending machine by any person under 18 years of age is prohibited by law" |
|  | |
| 16-12-173(e) | **Unlawful Tobacco Sales from Vending Machines** (Misdemeanor) Effective: 01/01/1990 |
| Unlawful Tobacco Sales from Vending Machines O.C.G.A. § 16-12-173 (e) (1) Effective: 07/18/2007, Updated: 12/28/2008  did unlawfully [(sell) (offer for sale)] [(cigarettes) (tobacco related objects)] from a vending machine located at (Insert Address of Location) under circumstances not permitted under the provisions of subparagraph (1) of subsection (e) of Code Section 16-12-173 of the Official Code of Georgia in that (Describe Manner in which Machine was Non-compliant) |
|  | |
| 16-12-174 | **Distribution of Tobacco Product Samples** (Misdemeanor) Effective: 01/01/1990 |
| Distribution of Tobacco Product Samples 01 O.C.G.A. § 16-12-174 (b) – (Distribution to a Minor) Effective: 12/28/2008, Updated: 12/28/2008  did unlawfully distribute (Insert Identity of Tobacco Product), a tobacco product sample, to (Insert Name of Minor), a person under the age of 18 years |
| Distribution of Tobacco Product Samples 02 O.C.G.A. § 16-12-174 (c) – (Distribution to a Minor without Requiring Proof of Age) Effective: 12/28/2008, Updated: 12/28/2008  did unlawfully distribute (Insert Identity of Tobacco Product), a tobacco product sample, to (Insert Name of Minor), a minor whose appearance was such that an ordinary person would conclude that said minor may be under the age of 18 years, without requiring proof of the age of said minor |
| Distribution of Tobacco Product Samples 03 O.C.G.A. § 16-12-174 (e) – (Distribution on Public Street, Sidewalk or Park) Effective: 12/28/2008, Updated: 12/28/2008  did unlawfully distribute (Identify Tobacco Product Samples), tobacco product samples, on (Insert Identity of Street, Sidewalk or Park), a public [(street) (sidewalk) (park)] located within 500 feet of (Insert Name of School or Playground), a [(school) (playground)] being used primarily by persons under the age of 18 years |
|  | |
| 16-12-174(d) | **Receipt of Tobacco Product Sample by Minor** (Misdemeanor) Effective: 12/28/2008 |
| Receipt of Tobacco Product Sample by Minor O.C.G.A. § 16-12-174 (d) – (Receipt of Tobacco Product Sample) Effective: 12/28/2008, Updated: 12/28/2008  not having obtained the age of 18 years, did [(receive) (attempt to receive)] (Insert Identity of Tobacco Product Sample), a tobacco product sample, from (Insert Identity of Source of Tobacco Product Sample) |
|  | |
| 16-13-1(b) | **Drug Related Object to Minor** (Misdemeanor) Effective: 01/01/1990 |
| Drug Related Object to Minor 01 O.C.G.A. § 16-13-1(b) – (First Offense – Possession of Drug Related Object with intent to Transfer to Minor) Effective: 07/18/2007, Updated: 11/23/2008  did knowingly [(sell) (deliver) (distribute) (display for sale) (provide)] (Insert Description of Drug Related Object), a drug related object, to (Insert Name of Minor), a minor |
| Drug Related Object to Minor 02 O.C.G.A. § 16-13-1(b) – (First Offense – Possession of Drug Related Object with intent to Transfer to Minor) Effective: 11/23/2008, Updated: 11/23/2008  did knowingly possess with intent to [(sell) (deliver) (distribute) (display for sale) (provide)] (Insert Description of Drug Related Object), a drug related object, to (Insert Name of Minor), a minor |
|  | |
| 16-13-1(c) | **False Representation of Age by Minor to Obtain Drug Related Object** (Misdemeanor) Effective: 07/18/2007 |
| False Representation of Age by Minor to Obtain Drug Related Object O.C.G.A. § 16-13-1(c) – (Misrepresentation of age by Minor for Purpose of Obtaining a drug related Object)  Effective: 07/18/2007, Updated: 11/23/2008  being a minor, did falsely represent to (Insert Name of Person), that [(he) (she)] was [(18 years of age) (older than 18 years of age)] with the intent to [(purchase) (obtain)] (Insert Description of Item sought to Obtain), a drug-related object |
|  | |
| 16-13-3 | **Abandonment of Drugs in Public Place** (Misdemeanor) Effective: 01/01/1990 |
| Abandonment of Drugs in Public Place 01 O.C.G.A. § 16-13-3 – (Dangerous Drug) Effective: 07/18/2007, Updated: 12/03/2008  did unlawfully abandon (Insert Name of Dangerous Drug Abandoned), a dangerous drug, in (Insert Public Address), a public Place |
| Abandonment of Drugs in Public Place 02 O.C.G.A. § 16-13-3 – (Poison) Effective: 12/03/2008, Updated: 12/03/2008  did unlawfully abandon (Insert Name of Poison), a poison, in (Insert Public Address), a public Place |
| Abandonment of Drugs in Public Place 03 O.C.G.A. § 16-13-3 – (Controlled Substance) Effective: 12/03/2008, Updated: 12/03/2008  did unlawfully abandon (Insert Name of Controlled Substance), a controlled, in (Insert Public Address), a public Place |
|  | |
| 16-13-30(j) | **Possession of Marijuana, Less than an Ounce** (Misdemeanor) Effective: 01/01/1990 |
| Possession Of Marijuana, Less than an Ounce 01 O.C.G.A. § 16-13-30 (j) (Possession)  Effective: 08/01/2007, Updated: 09/05/2008  did unlawfully possess less than an ounce of marijuana in violation of the Georgia Controlled Substances Act |
| Possession Of Marijuana, Less than an Ounce 01 O.C.G.A. § 16-13-30 (j) (Purchase) Effective: 08/01/2007, Updated: 11/06/2013  did unlawfully purchase less than an ounce of marijuana in violation of the Georgia Controlled Substances Act |
| Possession Of Marijuana, Less than one Ounce 02 O.C.G.A. § 16-13-30 (j) (Under His/Her control)  Effective: 08/01/2007, Updated: 09/05/2008  did unlawfully have under [(his) (her)] control, less than an ounce of marijuana, in violation of the Georgia Controlled Substances Act |
|  | |
| 16-13-30.2 | **Distribution of Imitation Controlled Substances** (Misdemeanor) Effective: 01/01/1990 |
| Distribution of Imitation Controlled Substances 01 O.C.G.A. § 16-13-30.2 (a) – (Designed to resemble a Controlled Substance)  Effective: 12/10/2008, Updated: 12/10/2008  knowingly distribute to (Insert Name of Person to Whom Distributed), an imitation controlled substance, a product specifically [(designed) (manufactured)] to resemble the physical appearance of (Insert Name of Control Substance Imitated), a controlled substance, such that a reasonable person of ordinary knowledge would not be able to distinguish the imitation from the controlled substance by outward appearances |
| Distribution of Imitation Controlled Substances 02 O.C.G.A. § 16-13-30.2 (a) – (By Representations and Dosage Unit Appearance Resembles a Controlled Substance)  Effective: 07/18/2007, Updated: 12/10/2008  knowingly distribute to (Insert Name of Person to Whom Distributed), an imitation controlled substance, a product, not a controlled substance, which, by representations made and by dosage unit appearance, including [(color) (shape) (size) (markings)], would lead a reasonable person to believe that, if ingested, the product would have a [(stimulant) (depressant)] effect [(similar to) (the same as)] that of (Insert Name of Controlled Substance Imitated), a [(schedule I) (Schedule II) (schedule III) (schedule IV) (schedule V)] controlled substance, included in Code Section [(16-13-25) (16-13-26) (16-13-27) (16-13-28) (16-13-29)] of the Official Code of Georgia |
|  | |
| 16-13-30.2 | **Manufacture of Imitation Controlled Substance** (Misdemeanor) Effective: 12/10/2008 |
| Manufacture of Imitation Controlled Substance 01 O.C.G.A. § 16-13-30.2 (a) – (Designed to resemble a Controlled Substance)  Effective: 12/10/2008, Updated: 12/10/2008  knowingly manufacture an imitation controlled substance, a product specifically [(designed) (manufactured)] to resemble the physical appearance of (Insert Name of Control Substance Imitated), a controlled substance, such that a reasonable person of ordinary knowledge would not be able to distinguish the imitation from the controlled substance by outward appearances |
| Manufacture of Imitation Controlled Substance 02 O.C.G.A. § 16-13-30.2 (a) – (By Representations and Dosage Unit Appearance Resembles a Controlled Substance)  Effective: 12/10/2008, Updated: 12/10/2008  knowingly manufacture an imitation controlled substance, a product, not a controlled substance, which, by representations made and by dosage unit appearance, including [(color) (shape) (size) (markings)], would lead a reasonable person to believe that, if ingested, the product would have a [(stimulant) (depressant)] effect [(similar to) (the same as)] that of (Insert Name of Controlled Substance Imitated), a [(schedule I) (Schedule II) (schedule III) (schedule IV) (schedule V)] controlled substance, included in Code Section [(16-13-25) (16-13-26) (16-13-27) (16-13-28) (16-13-29)] of the Official Code of Georgia |
|  | |
| 16-13-30.2 | **Possession of Imitation Controlled Substance with Intent to Distribute** (Misdemeanor) Effective: 12/10/2008 |
| Possession of Imitation Controlled Substance with Intent to Distribute 01 O.C.G.A. § 16-13-30.2 (a) – (Designed to resemble a Controlled Substance)  Effective: 12/10/2008, Updated: 12/10/2008  knowingly possess with intent to distribute an imitation controlled substance, a product specifically [(designed) (manufactured)] to resemble the physical appearance of (Insert Name of Control Substance Imitated), a controlled substance, such that a reasonable person of ordinary knowledge would not be able to distinguish the imitation from the controlled substance by outward appearances |
| Possession of Imitation Controlled Substance with Intent to Distribute 02 O.C.G.A. § 16-13-30.2 (a) – (By Representations and Dosage Unit Appearance Resembles a Controlled Substance)  Effective: 12/10/2008, Updated: 12/10/2008  knowingly possess with intent to distribute an imitation controlled substance, a product, not a controlled substance, which, by representations made and by dosage unit appearance, including [(color) (shape) (size) (markings)], would lead a reasonable person to believe that, if ingested, the product would have a [(stimulant) (depressant)] effect [(similar to) (the same as)] that of (Insert Name of Controlled Substance Imitated), a [(schedule I) (Schedule II) (schedule III) (schedule IV) (schedule V)] controlled substance, included in Code Section [(16-13-25) (16-13-26) (16-13-27) (16-13-28) (16-13-29)] of the Official Code of Georgia |
|  | |
| 16-13-30.3(b.1) | **Illegal Retail Sale of Pseudoephedrine** (Misdemeanor) Effective: 06/25/2006 |
| Illegal Retail Sale of Pseudoephedrine 01 O.C.G.A. § 16-13-30.3 (b.1) (1) – (Retail Sale of Pseudoephedrine not in Blister Packaging) Effective: 07/18/2007, Updated: 11/18/2008  did knowingly offer for retail sale and not in blister packaging (Insert Description of Product), a product whose sole active ingredient was pseudoephedrine, in violation of the Georgia Controlled Substances Act |
| Illegal Retail Sale of Pseudoephedrine 02 O.C.G.A. § 16-13-30.3 (b.1) (1) – (Retail Sale of Pseudoephedrine not behind the Counter) Effective: 07/18/2007, Updated: 11/18/2008  did knowingly offer for retail sale by self-service and not in blister packaging (Insert Description of Product), a product whose sole active ingredient was pseudoephedrine, said product not being behind the counter or other barrier so as to be inaccessible to the public, in violation of the Georgia Controlled Substances Act |
| Illegal Retail Sale of Pseudoephedrine 03 O.C.G.A. § 16-13-30.3 (b.1) (2) – (Retail Sale of More than Three Packages of Pseudoephedrine) Effective: 07/18/2007, Updated: 11/18/2008  did knowingly deliver in a single over the counter sale, more than three packages of (Insert Description of Product), a product containing pseudoephedrine as the sole active ingredient, in violation of the Georgia Controlled Substances Act |
| Illegal Retail Sale of Pseudoephedrine 04 O.C.G.A. § 16-13-30.3 (b.1) (2) – (Retail Sale of More than Nine Grams of Combination of Ingredients Containing Pseudoephedrine) Effective: 07/18/2007, Updated: 11/18/2008  did knowingly deliver in a single over the counter sale of (Insert Description of Product), a product containing, in combination with other active ingredients, a combined total of more than nine grams of [(pseudoephedrine) (pseudoephedrine base) (pseudoephedrine salts) (pseudoephedrine optical isomers) (salts of pseudoephedrine optical isomers)], in violation of the Georgia Controlled Substances Act |
| Illegal Retail Sale of Pseudoephedrine 05 O.C.G.A. § 16-13-30.3 (b.1) (2) – (Retail Sale of a Number of Packages Totaling More than Nine Grams of Pseudoephedrine) Effective: 07/18/2007, Updated: 11/18/2008  did knowingly deliver in a single over the counter sale of (Insert Number of Packages Sold) packages of (Insert Description of Product), a product containing pseudoephedrine, said number of packages contained a combined total of more than nine grams of [(pseudoephedrine) (pseudoephedrine base) (pseudoephedrine salts) (pseudoephedrine optical isomers) (salts of pseudoephedrine optical isomers)], in violation of the Georgia Controlled Substances Act, |
| Illegal Retail Sale of Pseudoephedrine 06 O.C.G.A. § 16-13-30.3 (b.1) (3) Effective: 11/18/2008, Updated: 11/18/2008  being a retail distributor, did knowingly purchase (Insert Description of Product), a product containing pseudoephedrine, from (Insert Name of Person/Entity From Whom Purchased), [(a person) (an entity)] other than a manufacturer or wholesale distributor licensed by the Georgia State Board of Pharmacy, in violation of the Georgia Controlled Substances Act |
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| 16-13-30.4(g)(1) | **Unlawful Acts Regarding Pseudoephedrine** (Misdemeanor) Effective: 07/18/2007 |
| 01 O.C.G.A. § 16-13-30.4 (g) (1) (A) – (Failure to Comply With Reporting Requirements) Effective: 12/10/2008, Updated: 12/10/2008  being a person who [(sells) (transfers) (receives) (possesses)] (Insert Name of Product), a product containing pseudoephedrine, did knowingly fail to comply with the reporting requirements of Code Section 16-13-30.4 of the Official Code of Georgia by (Describe Specific Instances of Failure to Report) |
| 02 O.C.G.A. § 16-13-30.4 (g) (1) (B) – (False Statement in Required Reports or Records) Effective: 12/10/2008, Updated: 12/10/2008  being a person who [(sells) (transfers) (receives) (possesses)] (Insert Name of Product), a product containing pseudoephedrine, did knowingly make a [(report) (record)] required by Code Section 16-13-30.4 of the Official Code of Georgia, by (Describe Specific False Statements Made) |
| 03 O.C.G.A. § 16-13-30.4 (g) (1) (C) – (Failure to Obtain Required License or Permit) Effective: 12/10/2008, Updated: 12/10/2008  being a person who [(sells) (transfers) (receives) (possesses)] (Insert Name of Product), a product containing pseudoephedrine, did knowingly fail to obtain a (license) (permit) as required by Code Section 16-13-30.4 of the Official Code of Georgia |
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| 16-13-30.6 | **Prohibited Marijuana Flavored Transactions** (Misdemeanor) Effective: 03/25/2009 |
| 01 O.C.G.A. § 16-13-30.6 (c) – (Sell, Deliver, Distribute or Provide Marijuana Flavored Products to a Minor) Effective: 03/25/2009, Updated: 03/25/2009  did knowingly [(sell) (deliver) (distribute) (provide)] within the State of Georgia, (Insert Identity of Product), a marijuana flavored product to (Insert Name of Minor), a minor |
| 02 O.C.G.A. § 16-13-30.6 (c) – (Possess with Intent to Sell, Deliver, Distribute or Provide Marijuana Flavored Products to a Minor) Effective: 03/25/2009, Updated: 03/25/2009  did knowingly possess with intent to [(sell) (deliver) (distribute) (provide)] within the State of Georgia, (Insert Identity of Product), a marijuana flavored product to (Insert Name of Minor), a minor |
| 03 O.C.G.A. § 16-13-30.6 (d) – (Minor Representing that he/she is 18 Years of Age or Older) Effective: 03/25/2009, Updated: 03/25/2009  being under 18 years of age, did unlawfully represent to (Insert Name of Person) that [(he) (she) was [(18 years of age) (older than 18 years of age)], with the intent to [(purchase) (obtain)] (Insert Identity of Product), a marijuana flavored product |
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| 16-13-32 | **Transaction in Drug-Related Objects** (Misdemeanor) Effective: 01/01/1990 |
| Transactions in Drug Related Objects 01 O.C.G.A. § 16-13-32 (b) – (Sale/Lend/Rent, etc.) (First Offense) Effective: 07/31/2007, Updated: 08/28/2008  knowing the drug related nature, did unlawfully [(sell) (lend) (rent) (lease) (give) (exchange) (distribute)] to (Name of Person to Whom Sold) (Identify Object Sold), a drug related object |
| Transactions in Drug Related Objects 02 O.C.G.A. § 16-13-32 (b) – (Sale/Lend/Rent, etc.) (Second Offense) Effective: 07/18/2007, Updated: 08/28/2008  knowing the drug related nature, did unlawfully [(sell) (lend) (rent) (lease) (give) (exchange) (distribute)] to (Name of Person to Whom Sold) (Identify Object Sold), a drug related object, and said accused, prior to committing the above-charged offense had been convicted of the following violation of code section 16-13-32: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence), |
| Transactions in Drug Related Objects 03 O.C.G.A. § 16-13-32 (b) – (Display/Possess w/Intent to Distribute) (First Offense) Effective: 07/18/2007, Updated: 08/28/2008  knowing the drug related nature, did unlawfully [(display for sale) (possess with intent to distribute)] (Identify Object Displayed/Possessed), a drug related object |
| Transactions in Drug Related Objects 04 O.C.G.A. § 16-13-32 (b) – (Display/Possess w/Intent to Distribute) (Second Offense) Effective: 07/18/2007, Updated: 08/28/2008  knowing the drug related nature, did unlawfully [(display for sale) (possess with intent to distribute)] (Identify Object Displayed/Possessed), a drug related object, and said accused, prior to committing the above-charged offense had been convicted of the following violation of code section 16-13-32: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence), |
| Transactions in Drug Related Objects 05 O.C.G.A. § 16-13-32 (b) – (Advertisement) (First Offense) Effective: 08/28/2008, Updated: 08/28/2008  knowing the drug related nature, did unlawfully [(distribute) (disseminate)] to (Name of Person to Whom Distributed/Disseminated) [(a) (an)] [(advertisement) (notice)] which gave information [(directly) (indirectly)] on [(where) (how) (from whom) (by what means)] (Insert Identity of Object), a drug related object, may be [(obtained) (made)], without also stating in the body of the [(advertisement) (notice)] that the drug related object is not available for distribution of any sort in the State of Georgia |
| Transactions in Drug Related Objects 06 O.C.G.A. § 16-13-32 (b) – (Advertisement) (Second Offense) Effective: 08/28/2008, Updated: 08/28/2008  knowing the drug related nature, did unlawfully [(distribute) (disseminate)] to (Name of Person to Whom Distributed/Disseminated) [(a) (an)] [(advertisement) (notice)] which gave information [(directly) (indirectly)] on [(where) (how) (from whom) (by what means)] (Insert Identity of Object), a drug related object, may be [(obtained) (made)], without also stating in the body of the [(advertisement) (notice)] that the drug related object is not available for distribution of any sort in the State of Georgia, and said accused, prior to committing the above-charged offense had been convicted of the following violation of code section 16-13-32: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence), |
| Transactions in Drug Related Objects 07 O.C.G.A. § 16-13-32 (c) – (Hypodermic Syringe/Needle) (First Offense) Effective: 08/28/2008, Updated: 08/28/2008  did unlawfully [(sell) (lend) (rent) (lease) (give) (exchange) (distribute)] to (Insert Name of Person to Whom Sold/Lent/etc.), a hypodermic [(syringe) (needle)] [(designed) (marketed)] primarily for human use |
| Transactions in Drug Related Objects 08 O.C.G.A. § 16-13-32 (c) – (Hypodermic Syringe/Needle) (Second Offense) Effective: 08/28/2008, Updated: 08/28/2008  did unlawfully [(sell) (lend) (rent) (lease) (give) (exchange) (distribute)] to (Insert Name of Person to Whom Sold/Lent/etc.), a hypodermic [(syringe) (needle)] [(designed) (marketed)] primarily for human use, and said accused, prior to committing the above-charged offense had been convicted of the following violation of code section 16-13-32: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence), |
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| 16-13-32.1 | **Transactions in Drug Related Objects with Intent that Objects be Used for Illegal Purpose** (Misdemeanor) Effective: 01/01/1990 |
| 03 O.C.G.A. § 16-13-32.1(b) – (Advertisement) (First Offense) Effective: 08/28/2008, Updated: 10/16/2009  without stating within the body of the [(advertisement) (notice)] that the [(object) (materials) [(that are advertised) (about which information is disseminated)] are not available for distribution of any sort in this state, did unlawfully [(sell) (rent) (lease) (give) (exchange) (distribute) (possess with intent to distribute)] to (Insert Name of Person to Whom Sold) [(a) (an)] [(advertisement) (notice)] which gave information [(directly) (indirectly)] on [(where) (how) (from whom) (by what means)] to [(obtain) (make)] (Insert Description of Object/Material), [(a) (an)] [(object) (material)] with the intent that same is to be used for the purpose of [(planting) (propagating) (cultivating) (growing) (harvesting) (manufacturing) (compounding) (converting) (producing) (processing) (preparing) (testing) (analyzing) (packaging) (repackaging) (storing) (containing) (concealing) (injecting) (ingesting) (inhaling) (introducing into the human body)] [(marijuana) ((Insert Name of Drug), a controlled substance)] |
| 01 O.C.G.A. § 16-13-32.1(a) – (First Offense) Effective: 08/28/2008, Updated: 10/16/2009  did unlawfully [(sell) (rent) (lease) (give) (exchange) (distribute) (possess with intent to distribute)] (Describe Object/Material), [(an object) (a material)] with the intent that same is to be used for the purpose of [(planting) (propagating) (cultivating) (growing) (harvesting) (manufacturing) (compounding) (converting) (producing) (processing) (preparing) (testing) (analyzing) (packaging) (repackaging) (storing) (containing) (concealing) (injecting) (ingesting) (inhaling) (introducing into the human body)] [(marijuana) ((Insert Name of Drug), a controlled substance)] |
| 02 O.C.G.A. § 16-13-32.1(a) – (Second Offense) Effective: 08/28/2008, Updated: 10/16/2009  did unlawfully [(sell) (rent) (lease) (give) (exchange) (distribute) (possess with intent to distribute)] (Describe Object/Material), [(an object) (a material)] with the intent that same is to be used for the purpose of [(planting) (propagating) (cultivating) (growing) (harvesting) (manufacturing) (compounding) (converting) (producing) (processing) (preparing) (testing) (analyzing) (packaging) (repackaging) (storing) (containing) (concealing) (injecting) (ingesting) (inhaling) (introducing into the human body)] [(marijuana) ((Insert Name of Drug), a controlled substance)], and said accused, prior to committing the above-charged offense had been convicted of the following violation of code section 16-32.1: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence) |
| 04 O.C.G.A. § 16-13-32.1(b) – (Advertisement) (Second Offense) Effective: 08/28/2008, Updated: 10/16/2009  without stating within the body of the [(advertisement) (notice)] that the [(object) (materials) [(that are advertised) (about which information is disseminated)] are not available for distribution of any sort in this state, did unlawfully [(sell) (rent) (lease) (give) (exchange) (distribute) (possess with intent to distribute)] to (Insert Name of Person to Whom Sold) [(a) (an)] [(advertisement) (notice)] which gave information [(directly) (indirectly)] on [(where) (how) (from whom) (by what means)] to [(obtain) (make)] (Insert Description of Object/Material), [(a) (an)] [(object) (material)] with the intent that same is to be used for the purpose of [(planting) (propagating) (cultivating) (growing) (harvesting) (manufacturing) (compounding) (converting) (producing) (processing) (preparing) (testing) (analyzing) (packaging) (repackaging) (storing) (containing) (concealing) (injecting) (ingesting) (inhaling) (introducing into the human body)] [(marijuana) ((Insert Name of Drug), a controlled substance)], and said accused, prior to committing the above-charged offense had been convicted of the following violation of code section 16-32.1: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence) |
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| 16-13-32.2 | **Possession of Drug Related Objects** (Misdemeanor) Effective: 01/01/1990 |
| Possession of Drug Related Objects 01 O.C.G.A. § 16-13-32.2(a) – (Use) Effective: 07/18/2007, Updated: 11/20/2008  while in his possession, did unlawfully use (Insert Identity of Object/Material), [(a) (an)] [(object) (material)] intended for the purpose of [(planting) (propagating) (cultivating) (growing) (harvesting) (manufacturing) (compounding) (converting) (producing) (processing) (preparing) (testing) (analyzing) (packaging) (repackaging) (storing) (containing) (concealing) (injecting) (ingesting) (inhaling) (introducing into the human body)] [(marijuana) ((Insert Name of Drug), a controlled substance)] |
| Possession of Drug Related Objects 02 O.C.G.A. § 16-13-32.2(a) – (Possession with Intent to Use) Effective: 08/28/2008, Updated: 11/20/2008  did unlawfully possess with the intent to use (Insert Identity of Object/Material), [(a) (an)] [(object) (material)] intended for the purpose of [(planting) (propagating) (cultivating) (growing) (harvesting) (manufacturing) (compounding) (converting) (producing) (processing) (preparing) (testing) (analyzing) (packaging) (repackaging) (storing) (containing) (concealing) (injecting) (ingesting) (inhaling) (introducing into the human body)] [(marijuana) ((Insert Name of Drug), a controlled substance)] |
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| 16-13-33 | **Attempt to Violate the Georgia Controlled Substances Act** (Misdemeanor) Effective: 10/16/2009 |
| Attempt to Violate the Georgia Controlled Substances Act O.C.G.A. § 16-13-33 Effective: 10/16/2009, Updated: 10/16/2009  did attempt to commit the offense of (Insert Name of Offense Attempted), in violation of code section (Insert Code Section Number) of the Georgia Controlled Substances Act of the Official Code of Georgia, in that the said accused did knowingly and intentionally perform (Insert Description of Act/Acts Performed Toward Commission of Crime), [(an act) (acts)] constituting a substantial step toward the commission of said crime |
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| 16-13-33 | **Conspiracy to Violate the Georgia Controlled Substances** (Misdemeanor) Effective: 10/16/2009 |
| Conspiracy to Violate the Georgia Controlled Substances Act O.C.G.A. § 16-13-33 Effective: 10/16/2009, Updated: 10/16/2009  did unlawfully conspire with [(Insert Name/Names of co-Conspirators) (each other <If All Conspirators are Listed in Charging Document>)] to commit the offense of (Insert the Name of Offense) in violation of code section (Insert Code Section Number) of the Georgia Controlled Substances Act of the Official Code of Georgia, and in furtherance of said conspiracy, the overt [(act) (acts)] of (Insert Overt Acts Committed) by (Insert Name/Names who Committed Overt Acts) were done to effect the object of the conspiracy |
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| 16-13-41 | **Unlawful Prescription** (Misdemeanor) Effective: 09/25/2007 |
| 01 O.C.G.A. § 16-13-41(a) – (Without Prescription – Schedule II, Controlled Substance) Effective: 08/14/2008, Updated: 08/14/2008  did dispense (Insert Name of Drug), a schedule II controlled substance, to (Insert Name Of Person to Whom Dispensed) without having a written prescription of a registered practitioner to do so |
| 02 O.C.G.A. § 16-13-41(b) – (Without Drug Description/Practitioner Identity)  Effective: 08/14/2008, Updated: 08/14/2008  being a registered practitioner, did write a prescription drug order to cause the dispensing of (Insert Name of Drug), a schedule II controlled substance, which did not include [(the name and address of the person for whom it was prescribed) (the kind and quantity of such Schedule II controlled substance) (the directions for taking)] and [(his) (her)] [(name) (address) (telephone number) (DEA registration number)] |
| 07 O.C.G.A. § 16-13-41(d)(1) – (Without Prescription – Schedule III, IV, V Controlled Substance) Effective: 08/14/2008, Updated: 08/14/2008  did dispense (Insert Name of Drug), a schedule [(III) (IV) (V)] controlled substance, to (Insert Name Of Person to Whom Dispensed) without having a [(written) (oral) prescription of a registered practitioner to do so |
| 08 O.C.G.A. § 16-13-41(d)(1) – (Fill/Refill Prescription more than 6 months after issued/ more than 5 times) Effective: 08/14/2008, Updated: 08/14/2008  did unlawfully [(fill) (refill)] a prescription issued on (Insert date of Issuance) by (Insert Name of Registered Practitioner) to cause the dispensing of (Insert Name of Drug), a schedule [(III) (IV) (V)] controlled substance, to (Insert Name of Person to Whom Dispensed) [(more than six months after the date on which such prescription was issued)(more than five times) |
| 09 O.C.G.A. § 16-13-41(d)(1) – (Without Drug Description/Practitioner Identity) Effective: 08/14/2008, Updated: 08/14/2008  being a registered practitioner, did write a prescription drug order to cause the dispensing of (Insert Name of Drug), a schedule [(III) (IV) (V)] controlled substance, which did not include [(the name and address of the person for whom it was prescribed) (the kind and quantity of such Schedule [(III) (IV) (V)] controlled substance) (the directions for taking)] and [(his) (her)] [(name) (address) (telephone number) (DEA registration number)] |
| 11 O.C.G.A. § 16-13-41(e) – (Legitimate Purpose of Dispensing Schedule V Substance) Effective: 08/14/2008, Updated: 08/14/2008  did dispense (Insert Name of Drug), a schedule V controlled substance, to (Insert Name Of Person to Whom Dispensed), said controlled substance not having been dispensed for a legitimate medical purpose |
| 12 O.C.G.A. § 16-13-41(f)(1) – (Non-registered Practitioner – Issuing Prescription) Effective: 08/14/2008, Updated: 08/14/2008  did [(prescribe) (order)] the dispensing of (Insert Name of Drug), a schedule [(II) (III) (IV) (V)] controlled substance to (Insert Name Of Person to Whom Dispensed), said accused not being a registered practitioner [(licensed) (authorized)] to prescribe controlled substances |
| 13 O.C.G.A. § 16-13-41(f)(2) – (Not Acting in Course of Practice – Issuing Prescription) Effective: 08/14/2008, Updated: 08/14/2008  did [(prescribe) (order)] the dispensing of (Insert Name of Drug), a schedule [(II) (III) (IV) (V)] controlled substance to (Insert Name Of Person to Whom Dispensed), said accused not acting in the usual course of his professional practice at the time [(he) (she)] [(prescribed)(ordered)] said controlled substance |
| 14 O.C.G.A. § 16-13-41(f)(3) – (Not Acting in Course of Practice – Issuing Prescription) Effective: 08/14/2008, Updated: 08/14/2008  did [(prescribe) (order)] the dispensing of (Insert Name of Drug), a schedule [(II) (III) (IV) (V)] controlled substance to (Insert Name Of Person to Whom Dispensed), said controlled substance not having been [(prescribed)(ordered)] for a legitimate medical purpose |
| Unlawful Prescription 03 O.C.G.A. § 16-13-41(b) – (Without Signature & Date)  Effective: 08/14/2008, Updated: 08/14/2008  being a registered practitioner, did write a prescription drug order to cause the dispensing of (Insert Name of Drug), a schedule II controlled substance, which did not include [(his) (her)] [(signature) (the date when issued)] |
| Unlawful Prescription 04 O.C.G.A. § 16-13-41(c) – (Oral Prescription not Reduced to Writing)  Effective: 08/14/2008, Updated: 08/14/2008  having dispensed (Insert Name of Drug), a schedule II controlled substance, to (Insert Name of Person to Whom Dispensed) upon an oral prescription of (Insert Name of Registered Practitioner) to cause the dispensing of said controlled substance, did fail to promptly reduce to writing and file said oral prescription |
| Unlawful Prescription 05 O.C.G.A. § 16-13-41(c) – (Failure to Retain Prescription)  Effective: 08/14/2008, Updated: 08/14/2008  having dispensed (Insert Name of Drug), a schedule II controlled substance, to (Insert Name of Person to Whom Dispensed) upon the prescription of (Insert Name of Registered Practitioner) to cause the dispensing of said controlled substance, did fail to retain said prescription in conformity with the requirements of code section 16-13-39 |
| Unlawful Prescription 06 O.C.G.A. § 16-13-41(c) – (Refill of Schedule II Controlled Substance)  Effective: 08/14/2008, Updated: 08/14/2008  having dispensed (Insert Name of Drug), a schedule II controlled substance, to (Insert Name of Person to Whom Dispensed) upon the prescription of (Insert Name of Registered Practitioner) to cause the dispensing of said controlled substance, did refill said prescription in violation of code section 16-13-41(c) |
| Unlawful Prescription 10 O.C.G.A. § 16-13-41(d)(1) – (Without Signature & Date)  Effective: 08/14/2008, Updated: 08/14/2008  being a registered practitioner, did write a prescription drug order to cause the dispensing of (Insert Name of Drug), a schedule [(III) (IV) (V)] controlled substance, which did not include [(his) (her)] [(signature) (the date when issued)] |
| Unlawful Prescription 15 O.C.G.A. § 16-13-41(g) – (Not Authorized to Fill Prescription) Effective: 08/14/2008, Updated: 08/14/2008  not being authorized to do so, did [(fill) (dispense)] (Insert Name of Drug), a schedule [(II) (III) (IV) (V)] controlled substance to (Insert Name Of Person to Whom Dispensed) in violation of code section 16-13-41(g) |
| Unlawful Prescription 16 O.C.G.A. § 16-13-41(h) – (Prescription Issued in Blank)  Effective: 08/14/2008, Updated: 08/14/2008  being a registered practitioner, did issue a signed prescription document in blank |
| Unlawful Prescription 17 O.C.G.A. § 16-13-41(h) – (Prescription Issued in Blank) (Copy Attached)  Effective: 08/14/2008, Updated: 08/14/2008  being a registered practitioner, did issue a signed prescription document in blank, a copy of which is attached as exhibit “A” and by reference hereto is incorporated herein |
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| 16-13-56 | **Misdemeanor Violation of Georgia Controlled Substance Act** (Misdemeanor) Effective: 01/01/1990 |
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| 16-13-64(b) | **Negligently using, releasing, or disclosing PDMP information** (Misdemeanor) Effective: 10/25/2011 |
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| 16-13-72 | **Dangerous Drugs - Sale, Distribution, Possession of Dangerous Drugs** (Misdemeanor) Effective: 01/01/1990 |
| 1: Sale, Distribution, Possession Of Dangerous Drugs Effective: 07/19/2007, Updated: 07/19/2007  did (sell) (give away) (barter) (exchange) (distribute) (possess) a dangerous drug, to wit: <identify dangerous drug> in violation of the Dangerous Drug Act, Code Section 16-13-70, in that said accused <describe act> |
| Note: Exceptions Effective: 07/19/2007, Updated: 08/14/2008  see Georgia Code 16-13-72 for exceptions |
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| 16-13-73 | **Mislabeling Prescriptions of Dangerous Drugs** (Misdemeanor) Effective: 01/01/1990 |
| Mislabeling Prescriptions of Dangerous Drugs O.C.G.A. § 16-13-73 Effective: 07/19/2007, Updated: 01/22/2009  being a pharmacist, did dispense (Insert Name of Dangerous Drug), a dangerous drug, and did fail to place upon the container of said dangerous drug the [(name of the patient) (name of the physician prescribing the drug) (expiration date of the drug,) (name and address of the pharmacy from which the drug was dispensed) (date of the prescription)], the same being (Insert Correct Information Omitted from Container) |
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| 16-13-74 | **Improper Written Prescription** (Misdemeanor) Effective: 10/17/2009 |
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| 16-13-75 | **Drugs not in Original Container** (Misdemeanor) Effective: 01/01/1990 |
| Drugs not in Original Container 01 O.C.G.A. § 16-13-75 – (Controlled Substance) Effective: 02/22/2008, Updated: 10/03/2012  did unlawfully have possession and control of (Insert Name of Controlled Substance), a controlled substance, in a container other than in which it was dispensed by the [(pharmacist) (practitioner of the healing arts)] and labeled according to code section 26-3-8 of the Official Code of Georgia |
| Drugs not in Original Container 02 O.C.G.A. § 16-13-75 – (Dangerous Drug) Effective: 10/06/2008, Updated: 10/03/2012  did unlawfully have possession and control of (Insert Name of Dangerous Drug), a Dangerous Drug, in a container other than in which it was dispensed by the [(pharmacist) (practitioner of the healing arts)] and labeled according to code section 26-3-8 of the Official Code of Georgia |
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| 16-13-76 | **Use of Fictitious Information When Obtaining Drugs** (Misdemeanor) Effective: 01/01/1990 |
| Use of Fictitious Information When Obtaining Drugs O.C.G.A. § 16-13-76 Effective: 07/19/2007, Updated: 01/23/2009  did unlawfully [(obtain) (attempt to obtain)] (Insert Name of Dangerous Drug), a dangerous drug, by [(use of a fictitious name) (giving a false address)], to wit: (Insert Fictitious Name and/or Address Used) |
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| 16-13-78 | **Fraud in Obtaining Dangerous Drugs** (Misdemeanor) Effective: 01/01/1990 |
| Fraud in Obtaining Dangerous Drugs 01 § 16-13-78 (a) (1) – (Obtaining Dangerous Drug by Fraud, Deceit, Misrepresentation or Subterfuge) Effective: 01/08/2009, Updated: 01/08/2009  did unlawfully [(obtain) (attempt to obtain) (attempt to procure the administration of)] (insert Name of Dangerous Drug), a dangerous drug, by [(fraud) (deceit) (misrepresentation) (subterfuge)] in that [(he) (she)] (Insert Description of Offense), in violation of the Georgia Controlled Substances Act |
| Fraud in Obtaining Dangerous Drugs 02 § 16-13-78 (a) (2) – (Obtaining Dangerous Drug by Forgery or Alteration of Prescription or Written Order) Effective: 01/08/2009, Updated: 01/08/2009  did unlawfully [(obtain) (attempt to obtain) (attempt to procure the administration of)] (insert Name of Dangerous Drug), a dangerous drug, by [(forgery) (alteration)] of a [(prescription) (written order)], in violation of the Georgia Controlled Substances Act |
| Fraud in Obtaining Dangerous Drugs 03 § 16-13-78 (a) (3) – (Obtaining Dangerous Drug by Concealment of a Material Fact) Effective: 01/08/2009, Updated: 01/08/2009  did unlawfully [(obtain) (attempt to obtain) (attempt to procure the administration of)] (insert Name of Dangerous Drug), a dangerous drug, by the concealment of a material fact, to wit: (Insert Material Fact), in violation of the Georgia Controlled Substances Act |
| Fraud in Obtaining Dangerous Drugs 04 § 16-13-78 (a) (4) – (Obtaining Dangerous Drug by Using a False Name) Effective: 01/08/2009, Updated: 01/08/2009  did unlawfully [(obtain) (attempt to obtain) (attempt to procure the administration of)] (insert Name of Dangerous Drug), a dangerous drug, by using a false name, to wit: (Insert False Name Used), in violation of the Georgia Controlled Substances Act |
| Fraud in Obtaining Dangerous Drugs 05 § 16-13-78 (a) (4) – (Obtaining Dangerous Drug by Giving a False Address) Effective: 01/08/2009, Updated: 01/08/2009  did unlawfully [(obtain) (attempt to obtain) (attempt to procure the administration of)] (insert Name of Dangerous Drug), a dangerous drug, by giving a false address, to wit: (Insert False Address Given), in violation of the Georgia Controlled Substances Act |
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| 16-13-78.1 | **Illegally Prescribing or Ordering Dangerous Drugs** (Misdemeanor) Effective: 01/01/1990 |
| Illegally Prescribing or Ordering Dangerous Drugs O.C.G.A. § 16-13-78.1 Effective: 07/19/2007, Updated: 01/08/2009  did unlawfully [(prescribe) (order)] the dispensing of (Insert Name of Dangerous Drug), a dangerous drug, said accused was not [(a registered practitioner) (a registered practitioner licensed by the State of Georgia to prescribe dangerous drugs) (a registered practitioner authorized by the State of Georgia to prescribe dangerous drugs) (a registered practitioner acting in the usual course of the accused's profession) (a registered practitioner acting in the usual course of the accused's profession)(a registered practitioner <prescribing> <ordering> said dangerous drug for a legitimate medical purpose)] |
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| 16-13-78.2 | **Counterfeit Substances** (Misdemeanor) Effective: 01/01/1990 |
| Counterfeit Substances O.C.G.A. § 16-13-78.2 Effective: 07/19/2007, Updated: 01/08/2009  did unlawfully [(possess) (have under his control) (manufacture) (deliver) (distribute) (dispense) (administer) (sell) (possess with intent to distribute)] (Insert Description/Name of Substance), a counterfeit substance |
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| 16-13-91 | **Intentional Inhalation of Model Glue** (Misdemeanor) Effective: 01/01/1990 |
| Intentional Inhalation of Model Glue O.C.G.A. § 16-13-91 Effective: 07/19/2007, Updated: 01/18/2009  did intentionally [(smell) (inhale)] the fumes from model glue for the purpose of causing a condition of [(intoxication) (stupefaction) (euphoria) (excitement) (exhilaration) (dulling)] of the [(senses) (nervous system)] |
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| 16-13-92 | **Possession, Sale, or Transfer of Model Glue** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 02/11/2009, Updated: 02/11/2009  § 16-13-96. Penalty for violation of article; separate offenses Any person who violates this article shall be guilty of a misdemeanor. Each violation of this article shall be deemed a separate and distinct offense. |
| Possession, Sale, or Transfer of Model Glue 01 O.C.G.A. § 16-13-92– (Transfer of Glue for the Purpose of Violating Article 4 of Title 16) Effective: 07/19/2007, Updated: 02/11/2009  did intentionally [(possess) (buy) (sell) (transfer possession) (receive possession)] of (Insert Identity of Glue), a model glue, for the purpose of violating Article 4 of Title 16 of the Official Code of Georgia by (Insert Description of Violation) |
| Possession, Sale, or Transfer of Model Glue 02 O.C.G.A. § 16-13-92 – (Transfer of Glue for the Purpose of Aiding Another in Violating Article 4 of Title 16) Effective: 02/11/2009, Updated: 02/11/2009  did intentionally [(possess) (buy) (sell) (transfer possession) (receive possession)] of (Insert Identity of Glue), a model glue, for the purpose of aiding (Insert Name of Another Person), another person, to violate Article 4 of Title 16 of the Official Code of Georgia by (Insert Description of Violation) |
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| 16-13-93 | **Sale or Transfer of Model Glue to Minors** (Misdemeanor) Effective: 01/01/1990 |
| 02 O.C.G.A. § 16-13-93 – (Possession or Purchase by Minor) Effective: 07/19/2007, Updated: 02/11/2009  being under 18 years of age, did unlawfully [(possess) (buy)] model glue |
| PENALTY PROVISIONS Effective: 02/11/2009, Updated: 02/11/2009  § 16-13-96. Penalty for violation of article; separate offenses Any person who violates this article shall be guilty of a misdemeanor. Each violation of this article shall be deemed a separate and distinct offense. |
| Sale or Transfer of Model Glue to Minors 01 O.C.G.A. § 16-13-93 – (Transfer of Glue to a Minor) Effective: 07/19/2007, Updated: 02/11/2009  did unlawfully [(sell) (transfer possession of)] model glue to (Insert Name of Minor), a person under 18 years of age |
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| 16-13-94 | **Failure to Maintain Records of Glue Sales to Minor** (Misdemeanor) Effective: 07/18/2008 |
| Failure to Maintain Records of Glue Sales to Minors 01 O.C.G.A. § 16-13-94 – (Failed to Maintain Data Required of O.C.G.A. § 16-13-94) Effective: 02/19/2009, Updated: 02/19/2009  being a person making a [(sale) (transfer of possession)] of model glue to (Insert Name of Person), a person under 18 years of age, did unlawfully fail to maintain data required by Code Section 16-13-94 of the Official Code of Georgia for a period of six months |
| Failure to Maintain Records of Glue Sales to Minors 02 O.C.G.A. § 16-13-94 – (Failed to Require Written Consent of Parent or Guardian) Effective: 02/19/2009, Updated: 02/19/2009  being a person making a [(sale) (transfer of possession)] of model glue to (Insert Name of Person), a person under 18 years of age, did unlawfully fail to require said recipient to exhibit the written consent of [(his) (her)] [(parent) (guardian)] and the name and address of the consenting [(parent) (guardian)] |
| PENALTY PROVISIONS: Effective: 02/19/2009, Updated: 02/19/2009  § 16-13-96. Penalty for violation of article; separate offenses Any person who violates this article shall be guilty of a misdemeanor. Each violation of this article shall be deemed a separate and distinct offense. |
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| 16-17-2 | **Payday Lending Violation** (Misdemeanor) Effective: 07/23/2007 |
| Payday Lending Violation O.C.G.A. § 16-17-2 (a) – (Making of Loans of $3,000.00 or Less) Effective: 07/23/2007, Updated: 02/17/2009  did unlawfully engage the business of [(making) (offering) (arranging) (acting as an agent in the making of)] a loan of [($3,000.00) (less than $3,000.00)] to (Insert Name of the Loan Recipient), said transaction not being otherwise permitted under any exception enumerated in Code Section 16-17-2 of the Official Code of Georgia |
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| 16-5-22 | **Assault with intent to Commit a Misdemeanor** (Misdemeanor) Effective: 10/07/2009 |
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| 16-5-29 | **Battery of an Unborn Child** (Misdemeanor) Effective: 10/07/2009 |
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| 17-6-30 | **Excessive Bond Fees** (Misdemeanor) Effective: 07/01/2006 |
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| 17-6-51 | **Bondsman Recommending Attorney Employment** (Misdemeanor) Effective: 07/19/2007 |
| Bondsman Recommending Attorney Employment 01 O.C.G.A. § 17-6-51 – (Suggestion of an Attorney)  Effective: 07/19/2007, Updated: 02/17/2009  being a [(professional bondsman) (<an agent> <a representative> of <Insert Name of Bondsman>, a professional bondsman)], did unlawfully [(suggest) (advise)] the employment of (Insert Name of Attorney), an attorney, [(during) (subsequent to)] the negotiations for said bondsman to sign the bond of (Insert Name of Person) |
| Bondsman Recommending Attorney Employment 02 O.C.G.A. § 17-6-51 – (Naming an Attorney for Employment)  Effective: 02/17/2009, Updated: 02/17/2009  being a [(professional bondsman) (<an agent> <a representative> of <Insert Name of Bondsman>, a professional bondsman)], did unlawfully name for employment (Insert Name of Attorney), an attorney, [(during) (subsequent to)] the negotiations for said bondsman to sign the bond of (Insert Name of Person) |
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| 17-6-52 | **Solicitation of Business for Bondsmen** (Misdemeanor) Effective: 07/19/2007 |
| Solicitation of Business for Bondsmen 01 O.C.G.A. § 17-6-52 – (Solicitation by Bondsmen) Effective: 07/19/2007, Updated: 02/17/2009  being (a professional bondsman) (an agent of a professional bondsman) (an employee of a professional bondsman)], did unlawfully did solicit business as a bondsman from (Insert Name of Person Solicited), in that [(he) (she)] did (Insert Summary of Solicitation) |
| Solicitation of Business for Bondsmen 02 O.C.G.A. § 17-6-52 – (Loitering around Jails or Places where Prisoners are Confined) Effective: 02/17/2009, Updated: 02/17/2009  being (a professional bondsman) (an agent of a professional bondsman) (an employee of a professional bondsman)], did unlawfully loiter [(about) (around)] (Insert Name of Place of Loitering), a [(jail) (place where prisoners are confined) (court) for the purpose of [(engaging in) (soliciting)] business as such bondsmen |
| Solicitation of Business for Bondsmen 03 O.C.G.A. § 17-6-52 – (Law Enforcement Officer or Employee of Penal Institution Suggesting Bondsmen) Effective: 02/17/2009, Updated: 02/17/2009  being a [(law enforcement officer with <Insert Name of Agency>), (<a keeper> <an employee> of (Insert Name of Penal Institution), a penal institution,)], did unlawfully [(suggest) (give advice to)] (Insert Name of Prisoner), a prisoner, regarding the services of (Insert Name of Bondsman), a professional bondsman, to write a criminal bond for the appearance of said prisoner in (Insert Name of Court) on (Insert Date of Appearance) at (Insert Time of Appearance) |
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| 17-6-53 | **Bondsmen Advising Defendants** (Misdemeanor) Effective: 07/19/2007 |
| Bondsman Advising Defendants 02 O.C.G.A. § 17-6-53 – (Advising Defendant who was a Principal in a Bond Signed by Defendant) Effective: 07/19/2007, Updated: 02/17/2009  being (a professional bondsman) (an agent of a professional bondsman) (an employee of a professional bondsman)], did unlawfully give advice to (Insert Name of Defendant Advised), a defendant who was a principal in a bond signed by said bondsmen, in that [(he) (she)] did advise said defendant (Insert Summary of Advice Given) |
| Bondsman Advising Defendants 02 O.C.G.A. § 17-6-53 – (Direction the Defense or Disposition of a Case in which Defendant Signed Bonds) Effective: 07/19/2007, Updated: 02/17/2009  being (a professional bondsmen) (an [agent] [employee] of <>, a professional bondsmen), did give directions in the [(defense) (disposition)] of [(a case) (cases)] in which said bondsmen signed bonds, to wit: (Insert Name of Case or Cases), in that [(he) (she)] (Insert Summary of Directions Given) |
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| 17-6-56(c) | **Failure of Professional Bondsman to Register Agents** (Misdemeanor) Effective: 12/23/2008 |
| Failure of Professional Bondsman to Register Agents O.C.G.A. § 17-6-56 (c) – (Professional Bondsman - Failure to register Bail Recovery Agent)  Effective: 12/23/2008, Updated: 12/23/2008  being a professional bondsman [(residing in) (doing business in)] (Insert Name of County), a local Police Jurisdiction, did fail to submit to the sheriff of said county, a list of all bail recovery agents whose services may be used by such [(him) (her)] |
| PENALTY PROVISIONS:  Effective: 12/23/2008, Updated: 12/23/2008  See, O.C.G.A. § 17-6-55. Penalty for violation of part Any person who violates any Code section in this part shall be guilty of a misdemeanor. |
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| 17-6-57 | **Violation of Bail Recovery Agent Requirements** (Misdemeanor) Effective: 12/23/2008 |
| PENALTY PROVISIONS Effective: 12/23/2008, Updated: 12/23/2008  See, O.C.G.A. § 17-6-55. Penalty for violation of part Any person who violates any Code section in this part shall be guilty of a misdemeanor. |
| Violation of Bail Recovery Agent Requirements 01 O.C.G.A. § 17-6-57 (a) – (Failure to Notify Re: Apprehension of Principal or Fugitive) Effective: 12/23/2008, Updated: 12/23/2008  being a bail recovery agent, did enter (Insert Name of Local Police Jurisdiction Entered), a local Police Jurisdiction, in pursuit of and for the purpose of [(apprehending) (capturing)] (Insert Name of Person Being Pursued), [(the principal on a bail bond) (a fugitive)], without sending notification to the [(sheriff) (police chief)] of the local police jurisdiction in which the [(apprehension) (capture)] was to take place, prior to taking any action in [(his) (her)] capacity as a bail recovery agent in said police jurisdiction, by (Insert Description of Action Taken Prior to/Without Such Notification) |
| Violation of Bail Recovery Agent Requirements 02 O.C.G.A. § 17-6-57 (a) – (Failure to Notify of Engagement in Surveillance of Principal on a Bail or Fugitive)  Effective: 12/23/2008, Updated: 12/23/2008  being a bail recovery agent, did enter (Insert Name of Local Police Jurisdiction Entered), a local Police Jurisdiction, in pursuit of and for the purpose of engaging in the surveillance of (Insert Name of Person Being Pursued), [(the principal on a bail bond) (a fugitive)], without sending notification to the [(sheriff) (police chief)] of the local police jurisdiction in which said surveillance was to take place, prior to taking any action in said jurisdiction in [(his) (her)] capacity as a bail recovery agent regarding said surveillance, by (Insert Description of Action Taken Prior to/Without Such Notification) |
| Violation of Bail Recovery Agent Requirements 03 O.C.G.A. § 17-6-57 (b) – (Failure to Submit Proof of Qualifications in Home State)  Effective: 12/23/2008, Updated: 12/23/2008  being a bail recovery agent from the State of (Insert Home State of Bail Recovery Agent), did fail to submit proof to (Insert Name of Sheriff/Police Chief), the [(sheriff) (police chief)] of the local police jurisdiction, that [(he) (she)] was qualified to be a be a bail recovery agent under the requirements of [(he) (she)] home state, |
| Violation of Bail Recovery Agent Requirements 04 O.C.G.A. § 17-6-57 (b) – (Failure to Deliver Certified Copy of Forfeiture Documents)  Effective: 12/23/2008, Updated: 12/23/2008  being a bail recovery agent from the State of (Insert Home State of Bail Recovery Agent), did fail to deliver to (Insert Name of Sheriff/Police Chief), the [(sheriff) (police chief)] of the local police jurisdiction, a certified copy of the [(bail bond) (bond forfeiture) (failure to appear)] regarding (Insert Name of Person Being Pursued), the person being sought, |
| Violation of Bail Recovery Agent Requirements 05 O.C.G.A. § 17-6-57 (b) – (Failure to Employ Georgia Bail Recovery Agent)  Effective: 12/23/2008, Updated: 12/23/2008  being from the State of (Insert Home State of Agent), a state in which [(he) (she)] [(is not qualified to be a bail recovery agent) (is not required to qualify as a bail recovery agent)], did enter (Insert Name of Local Police Jurisdiction Entered), a local Police Jurisdiction, in pursuit of and for the purpose of [(apprehending) (capturing) (engaging in the surveillance)] of (Insert Name of Person Being Pursued), [(the principal on a bail bond) (a fugitive)], without employing a Georgia bail recovery agent who is lawfully registered pursuant to this part, |
| Violation of Bail Recovery Agent Requirements 06 O.C.G.A. § 17-6-57 (c) – (Professional Bondsman - Failure to issue ID Card to Bail Recovery Agent)  Effective: 12/23/2008, Updated: 12/23/2008  being a professional bondsman [(residing in) (doing business in)] (Insert Name of Local Police Jurisdiction Entered), a local Police Jurisdiction, did fail to issue a uniform identification card for (Insert name of Registered Bail Recovery Agent), a bail recovery agent registered by [(him) (her)] as required by subsection (c) of Code Section 17-6-56 of the Official Code of Georgia, containing [(said bail recovery agent's name) (said bail recovery agent's height) (said bail recovery agent's weight) (said bail recovery agent's address) (said bail recovery agent's photograph) (said bail recovery agent's signature) (the signature of the professional bondsman who has registered the bail recovery agent)] |
| Violation of Bail Recovery Agent Requirements 07 O.C.G.A. § 17-6-57 (b) – (Bail Recovery Agent- Failure to Carry ID Card)  Effective: 12/23/2008, Updated: 12/23/2008  being a bail recovery agent registered by (Insert Name of Professional Bondsman), a professional bondsman [(residing in) (doing business in)] (Insert Name of Local Police Jurisdiction), a local Police Jurisdiction, did fail to carry the identification card issued by said professional bondsman containing [(his) (her)] [(name) (height) (weight) (address) (photograph) (signature) (the signature of the professional bondsman who registered <(him)(her)>)], while acting in the capacity as a bail recovery agent in pursuit of and for the purpose of [(apprehending) (capturing) (engaging in the surveillance)] of (Insert Name of Person Being Pursued), [(the principal on a bail bond) (a fugitive)] |
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| 17-6-58 | **Bail Recovery Agent Violation** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 17-6-58(a) – (Attempt to Apprehend - Failure to Register) (First Offense) Effective: 08/25/2008, Updated: 11/20/2008  did unlawfully attempt to [(apprehend) (capture)] (Insert Identify of Person), a [(principal on a bail bond) (fugitive)], for the purpose of [(a gratuity) (benefit) (compensation)], to wit: (Describe gratuity/benefit/compensation), without registering with the (Insert County of Attempt) Sheriff's Office as a bail recovery agent |
| 02 O.C.G.A. § 17-6-58(a) – (Successful Apprehension - Failure to Register) (First Offense) Effective: 08/25/2008, Updated: 11/20/2008  did unlawfully [(apprehend) (capture)] (Insert Identify of Person), a [(principal on a bail bond) (fugitive)], for the purpose of [(a gratuity) (benefit) (compensation)], to wit: (Describe gratuity/benefit/compensation), without registering with the (Insert County of Apprehension) Sheriff's Office as a bail recovery agent |
| 03 O.C.G.A. § 17-6-58(a) – (Attempt to Apprehend – Unqualified to Act) (First Offense) Effective: 08/25/2008, Updated: 08/25/2008  being unqualified to act as a bail recovery agent pursuant to subsection b of code section 17-7-56 in that [(he) (she)] [(is not a United States citizen) (is less than 25 years of age) (has failed to obtain a license pursuant to code section 16-11-129)], did unlawfully attempt to [(apprehend) (capture)] (Insert Identify of Person), a [(principal on a bail bond) (fugitive)], for the purpose of [(a gratuity) (benefit) (compensation)], to wit: (Describe gratuity/benefit/compensation) |
| 04 O.C.G.A. § 17-6-58(a) – (Successful Apprehension – Unqualified to Act) (First Offense) Effective: 08/25/2008, Updated: 08/25/2008  being unqualified to act as a bail recovery agent pursuant to subsection b of code section 17-7-56 in that [(he) (she)] [(is not a United States citizen) (is less than 25 years of age) (has failed to obtain a license pursuant to code section 16-11-129)], did unlawfully [(apprehend) (capture)] (Insert Identify of Person), a [(principal on a bail bond) (fugitive)], for the purpose of [(a gratuity) (benefit) (compensation)], to wit: (Describe gratuity/benefit/compensation) |
| 05 O.C.G.A. § 17-6-58(a) – (Hiring Unqualified Agent) (First Offense) Effective: 08/25/2008, Updated: 08/25/2008  being a [(bondsman) (bonding company owner) (bonding company surety) (bonding company agent)], did unlawfully hire (Insert Name of Person Hired) as a bail recovery agent who is not qualified to act as a bail recovery agent in that said person [(is not a United States citizen) (is less than 25 years of age) (has failed to obtain a license pursuant to code section 16-11-129)] |
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| 17-13-30 | **Delivering a Person Without Extradition Hearing** (Misdemeanor) Effective: 10/17/2009 |
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| 17-15-11 | **False Victim Compensation Claim** (Misdemeanor) Effective: 07/19/2007 |
| False Victim Compensation Claim O.C.G.A. § 17-15-11 Effective: 07/19/2007, Updated: 02/17/2009  did assert a false claim under the provisions of Chapter 15 of Title 17 of the Official Code of Georgia, the Georgia Crime Victims Compensation Act, in that [(he) (she)] did (Insert Description of the False Nature of the Claim) |
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| 19-3-47 | **False Information in Application for Marriage License** (Misdemeanor) Effective: 01/01/1990 |
| False Information in Application for Marriage License O.C.G.A. § 19-3-47 Effective: 07/18/2007, Updated: 01/26/2009  did willfully furnish false information in connection with the application and issuance of a marriage license of (Insert Name of Parties) [(in the application for the license) (in furnishing proof of age) (in the physician's certificate as to pregnancy)], in that the accused did ( Insert Specific False Information Given) |
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| 19-3-48 | **Officiating at Illegal Marriage Ceremony** (Misdemeanor) Effective: 01/01/1990 |
| Officiating at Illegal Marriage Ceremony 01 O.C.G.A. § 19-3-48 – (Performed Marriage without a License) Effective: 07/18/2007, Updated: 01/26/2009  being a [(judge) (city recorder) (magistrate) (minister) (Name Position of Other Applicable Person)], authorized to perform a marriage ceremony, did unlawfully join together in matrimony (Insert Name of Couple), a man and a woman, without a [(license) (publication of banns)] |
| Officiating at Illegal Marriage Ceremony 02 O.C.G.A. § 19-3-48 – (Performed Marriage Knowing of a Disability which would Render Marriage Improper) Effective: 07/18/2007, Updated: 01/26/2009  being a [(judge) (city recorder) (magistrate) (minister) (Name Position of Other Applicable Person)], authorized to perform a marriage ceremony, did unlawfully join together in matrimony (Insert Name of Couple), a man and a woman, knowing of a disability to the marriage of said couple in that (Insert Description of Disability) which would render the contract of marriage improper and illegal |
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| 19-7-5(h) | **Failure to Report Child Abuse** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Report Child Abuse O.C.G.A. § 19-7-5 (h) Effective: 07/18/2007, Updated: 01/04/2009  being (Insert Name of Position), a [(person)(official)] required by subsection (c) Code Section 19-7-5 of the Official Code of Georgia to report a suspected case of child abuse, did knowingly and willfully fail to report a suspected case of child abuse against (Insert Name of Child), a child victim, in that (Insert Description of Manner of Offense) |
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| 19-10-1 | **Abandonment of Dependent Child** (Misdemeanor) Effective: 01/01/1990 |
| Abandonment of Dependent Child O.C.G.A. § 19-10-1(b) – (Abandoned Child – Misdemeanor) Effective: 07/18/2007, Updated: 05/31/2011  did willfully and voluntarily abandon (Insert Name of Child), [(his) (her)] [(legitimate) (illegitimate)] child, leaving said child in a dependent condition |
|  | |
| 19-10-2(b) | **Abandonment of Dependent Pregnant Wife** (Misdemeanor) Effective: 01/01/1990 |
| Abandonment of Dependent Pregnant Wife 01 O.C.G.A. § 19-10-2 (b) - Misdemeanor Effective: 07/18/2007, Updated: 01/25/2009  having actual knowledge of her pregnant condition, did willfully and voluntarily abandon (Insert Name of Wife), his wife, while she was pregnant with his child, leaving her in a dependent condition |
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| 19-13-23(a) | **Unlawful Disclosure of Family Violence Shelter** (Misdemeanor) Effective: 10/17/2009 |
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| 2-10-62 | **Unlawful Conduct on a Farmer's Market** (Misdemeanor) Effective: 10/17/2009 |
|  | |
| 2-14-80.1 | **Failure to Submit Price Quotation** (Misdemeanor) Effective: 10/17/2009 |
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| 20-2-161.3(i) | **Accepting false statement for purpose of enabling eligible high school program to obtain payment for students to attend postsecondary institutions** (Misdemeanor) Effective: 05/05/2010 |
|  | |
| 20-2-161.3(i) | **Making false statement for purpose of enabling eligible high school program to obtain payment for students to attend postsecondary institutions** (Misdemeanor) Effective: 05/05/2010 |
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| 20-2-690.1 | **Violation of Georgia Compulsory School Attendance Law** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A § 20-2-690.1 (Parent, Guardian, etc.) (Failure to Send) Effective: 05/13/2008, Updated: 11/20/2008  having (control)(charge) of (Child's Name), a child between six and sixteen years of age, an age requiring mandatory school attendance under O.C.G.A. 20-2-690.1(a), did unlawfully fail to send said child to school, after having been notified by [SCHOOL NAME], [COUNTY] County, Georgia, that said child had more than five unexcused absences |
| 02 O.C.G.A § 20-2-690.1 (Parent, Guardian, etc.) (Failure to enroll) Effective: 05/13/2008, Updated: 11/20/2008  having (control)(charge) of (Child's Name), a child between six and sixteen years of age, an age requiring mandatory school attendance under O.C.G.A. 20-2-690.1(a), did unlawfully fail to enroll said child in school |
| 03 O.C.G.A § 20-2-690.1 (Child) (Failure to Attend) Effective: 05/13/2008, Updated: 08/19/2008  being a child between six and sixteen years of age, an age requiring mandatory school attendance under O.C.G.A. 20-2-690.1(a), did unlawfully fail to attend school, after having been notified by [SCHOOL NAME], [COUNTY] County, Georgia, that he/she had more than five unexcused absences |
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| 20-2-1170 | **Providing false information to obtain free school meals for child** (Misdemeanor) Effective: 12/13/2011 |
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| 20-2-1180 | **Loitering upon school premises** (Misdemeanor) Effective: 11/17/2006 |
| Loitering upon school premises 01 § 20-2-1180 (a) - Generally Effective: 05/22/2008, Updated: 06/20/2014  did, without having a [(legitimate cause) (need to be present)] thereon, did remain [(in) (on)] the school safety zone of [School Name]. |
| Loitering upon school premises 02 § 20-2-1180 (b) (1) – After Being Asked to Leave Effective: 05/22/2008, Updated: 06/20/2014  did, while being present [(in) (on)] the school safety zone of [School Name], willfully fail to remove [(himself) (herself)] from said school safety zone after being requested to do so by [Name of person making request] the [(Principal) (Designee)] of said school. |
| Loitering upon school premises 03 § 20-2-1180 (b) (2) – Failure to Check In Effective: 05/22/2008, Updated: 11/20/2008  without any authority to do so, did enter upon (Insert Name/Description of Building), a building of (Insert Name of School), between (Insert Time), the official starting time of said school and (Insert time), the official dismissal time of said school and failed to check in at the school's designated check in location and provide a reason for [(his) (her)] presence at said school |
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| 20-2-1181 | **Disrupting Public School** (Misdemeanor) Effective: 01/01/1990 |
| Disrupting Public School O.C.G.A. § 20-2-1181 Effective: 05/14/2008, Updated: 08/14/2008  did [(disrupt) (interfere with)] the operation of [ (Name of School), a public School] [(Describe School Bus), a public school bus] [(Describe location of Bus Stop), a public school bus stop] by (Describe Manner of Disruption/Interference) |
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| 20-2-1182 | **Failure to Leave School Premises** (Misdemeanor) Effective: 01/04/2007 |
| Failure to Leave School Premises O.C.G.A. § 20-2-1182 Effective: 07/30/2008, Updated: 11/20/2008  while on the premises of [((Insert Name of Public School), a public School) ((Insert Identity of School Bus), a school bus)], did fail to leave said premises after having been lawfully ordered to do so by (Insert Name of School Representative), a [(public school teacher) (public school administrator) (public school bus driver)] |
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| 20-1-7 | **Fraudulent Activities with Respect to Documents's Conferred by Institution of Education** (Misdemeanor) Effective: 10/17/2009 |
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| 20-1A-10 | **Operating an Early Care and Education Program without a License** (Misdemeanor) Effective: 07/11/2007 |
| Operating an Early Care and Education Program without a License O.C.G.A. § 20-1A-10 Effective: 07/11/2007, Updated: 02/18/2009  did unlawfully operate an early care and education program without a [(license) (registration) (commission) having been issued to [(him) (her)] by the Department of Early Care and Learning |
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| 21-2-414 | **Restrictions on campaign activities and public opinion polling within the vicinity of a polling place** (Misdemeanor) Effective: 11/28/2012 |
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| 21-2-562(b) | **Failure to Deliver Election Documents** (Misdemeanor) Effective: 09/21/2009 |
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| 21-2-585(a) | **Unlawful Acts Regarding Election Documents** (Misdemeanor) Effective: 10/19/2009 |
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| 21-2-586(a) | **Unlawful Disclosure or Removal of Election Documents** (Misdemeanor) Effective: 10/19/2009 |
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| 21-2-603 | **Conspiracy to Commit Election Fraud** (Misdemeanor) Effective: 09/13/2008 |
| Conspiracy to Commit Election Fraud O.C.G.A. § 21-2-603 - (Misdemeanor) Effective: 03/25/2009, Updated: 03/25/2009  did unlawfully conspire with [(Insert Name/Names of co-Conspirators) (each other <If All Conspirators are Listed in Charging Document>)] to commit the offense of (Insert the Name of Offense), a violation of Chapter 2 of Title 21 of the Official Code of Georgia, and in furtherance of said conspiracy, the overt [(act) (acts)] of (Insert Overt Acts Committed) by (Insert Name/Names who Committed Overt Acts) were done to effect the object of the conspiracy |
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| 21-5-30(f) | **Unlawful Campaign Contributions to a Public Officer** (Misdemeanor) Effective: 10/19/2009 |
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| 25-10-2 | **Prohibited fireworks activities** (Misdemeanor) Effective: 01/05/2009 |
|  | |
| 25-10-2(b) | **Illegal Sale of Sparklers** (Misdemeanor) Effective: 03/21/2007 |
| Illegal Sale of Sparklers 01 O.C.G.A. § 25-10-2(b)(1) – (Sale to Person Under Age 18) Effective: 08/20/2008, Updated: 08/20/2008  did unlawfully sell to (Insert Name of Recipient), a person under the age of 18 years, (Insert Description of Item Sold), an item defined in paragraph (2) of subsection (b) of code section 25-10-1 |
| Illegal Sale of Sparklers 02 O.C.G.A. § 25-10-2(b)(2) – (Sale Other than In-Person) Effective: 08/20/2008, Updated: 08/20/2008  did unlawfully sell to (Insert Name of Recipient) (Insert Description of Item Sold), an item defined in paragraph (2) of subsection (b) of code section 25-10-1, by means other than an in-person, face-to-face sale, to wit: (Describe Manner of Sale) |
| NOTE: O.C.G.A. § 25-10-9. Penalty for illegal sale of sparklers or other devices  Effective: 08/20/2008, Updated: 08/20/2008  Notwithstanding any provision of this chapter to the contrary, any person, firm, corporation, association, or partnership who or which knowingly violates subsection (b) of Code Section 25-10-2 may be punished by a fine not to exceed $100.00. Each sales transaction in violation of subsection (b) of Code Section 25-10-2 shall be a separate offense. |
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| 26-2-22 | **Violation of the Georgia Food Act** (Misdemeanor) Effective: 10/19/2009 |
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| 26-2-88(c) | **Violation of the Georgia Meat Inspection Act** (Misdemeanor) Effective: 10/21/2009 |
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| 26-3-24 | **Violation of the Georgia Drug and Cosmetic Act** (Misdemeanor) Effective: 10/21/2009 |
|  | |
| 26-4-113(b) | **Unlawful Distribution of Drugs** (Misdemeanor) Effective: 10/21/2009 |
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| 26-4-160 | **Furnishing Poison Bearing Improper Label** (Misdemeanor) Effective: 10/21/2009 |
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| 26-4-161 | **Failure to Record the Sale of Poison** (Misdemeanor) Effective: 10/21/2009 |
|  | |
| 26-4-89 | **Selling Drugs in a Vending Machine** (Misdemeanor) Effective: 10/21/2009 |
|  | |
| 27-1-3 | **Violation of the Game and Fish Code** (Misdemeanor) Effective: 10/21/2009 |
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| 27-1-38 | **Unlawful Possession of Fishing Gear on Trawlers** (Misdemeanor) Effective: 11/11/2009 |
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| 27-1-38 | **Violation of DNR Fish and Game Rules or Regulations for Trawlers** (Misdemeanor) Effective: 07/19/2012 |
| NOTE: violation of agency rules or regs cannot be charged as a crime. Effective: 07/19/2012, Updated: 07/19/2012  Legal Opinion from Chuck Olson: The Georgia Supreme Court has repeatedly held that it is unconstitutional to prosecute violations of agency rules and regulations as criminal offenses until the rule or regulation has been ratified by the General Assembly. Every state agency is empowered to adopt rules and regulations that "implements, interprets or prescribes law or policy, or describes the organization, procedure, or practice requirements of [the] agency," O.C.G.A. § 50-13-2(6), and "to carry into effect a law already enacted." Glustrom v. State, 206 Ga. 734, 736 (1950). Such rules or regulations, when adopted pursuant to a proper grant of authority by the legislature, have the force of law and may be enforced through either civil or administrative sanctions. Am. Medical Int'l v. Charter Lake Hosp., 186 Ga. App. 204, 207 (1988). However, the Georgia Supreme Court has repeatedly held that the General Assembly cannot constitutionally delegate its legislative authority to prescribe crimes and to fix the punishments to state agencies by making a violation of a regulation adopted by a state agency a crime. Glustrom v. State, supra; Sundberg v. State, 234 Ga. 482 (1975); Howell v. State, 238 Ga. 95, 95-96 (1976). Notwithstanding this constitutional prohibition, the General Assembly has, on more than one occasion, enacted statutes that include provisions that purport to make the violation of a rules, regulation, or order of a state agency a crime. See e.g., O.C.G.A. §§ 4-4-26; 4-4-48; 4-4-74; 4-4-127; 4-5-11; 4-6-10(a); 8-2-118; 10-1-169; 10-1-189; 10-2-22; 12-6-16(b); 12-6-17; 12-6-89(c); 12-6-176; 25-8-12; 25-11-16(d); 25-12-19(a); 26-2-88(c); 26-2-154; 26-2-320; 26-2-357; 26-2-377; 27-1-38; 31-13-13(a); 31-17-8; 31-19-10; 31-27-12; 38-3-7; 46-7-39; 50-16-37; 52-7-26. PLEASE NOTE that the fact that a rule or regulation cannot be enforced as a crime does not mean that an officer who is authorized to enforce it cannot issue a citation for a violation. The use of a citation as a method of notifying someone that they are accused of violating a regulation is an internal matter for the agency. However, such citations should not be filed with a court or referred to prosecuting attorney's office. You should return those citations to the commander of the Trooper who issued them so the Department may seek appropriate administrative sanctions against the offender. |
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| 27-1-39 | **Violation of DNR Fish and Game Rules or Regulations** (Misdemeanor) Effective: 07/19/2012 |
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| 27-1-25 | **Interference with Arrest** (Misdemeanor) Effective: 03/30/2007 |
| Interference with Arrest 01 O.C.G.A. § 27-1-25 – (Resisting or Interference with Arrest) Effective: 07/17/2007, Updated: 01/18/2009  did Unlawfully (resist) (interfere by force with) (interfere by menace with) (interfere by threat with) (Insert Description of Other Manner of Resistance)] an arrest by (Insert Name of Officer) for violation of wildlife laws by (Insert Description of Acts of Resistance or Interference) |
| Interference with Arrest 02 O.C.G.A. § 27-1-25 – (Refused to go with Ranger after Arrest) Effective: 07/17/2007, Updated: 01/18/2009  did unlawfully refuse to go with (Insert Name of Ranger), a [(conservation ranger) (deputy conservation ranger)], after an arrest for violation of a wildlife law |
|  | |
| 27-1-25 | **Interference with Duties of Ranger** (Misdemeanor) Effective: 01/18/2009 |
| Interference with Duties of Ranger O.C.G.A. § 27-1-25 Effective: 01/18/2009, Updated: 01/18/2009  did unlawfully interfere with (Insert Name of Ranger), a [(conservation ranger) (deputy conservation ranger)], in the performance of said ranger's duty in that (Describe Manner of Interference) |
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| 27-1-25.1 | **Attempting to Elude** (Misdemeanor) Effective: 07/17/2007 |
| Attempting to Elude 01 O.C.G.A. § 27-1-25.1 – (Failed to Bring his/her vehicle or boat to stop) Effective: 07/17/2007, Updated: 01/18/2009  while operating a [(motor vehicle) (power boat)], did unlawfully[(fail) (refuse)] to bring said [(vehicle) (power boat)] to a stop when given [(a visible) (an audible)] signal to bring such to a stop by (Insert Name of Officer), a pursuing peace officer who was in uniform prominently displaying said officer's badge of office and who was authorized to enforce Title 27 of the Official Code of Georgia |
| Attempting to Elude 02 O.C.G.A. § 27-1-25.1 – (Fleeing and Attempting to Elude) Effective: 07/17/2007, Updated: 01/18/2009  while operating a [(motor vehicle) (power boat)], [(flee) (attempt to elude)] when given [(a visible) (an audible)] signal to bring such to a stop by (Insert Name of Officer), a pursuing peace officer who was in uniform prominently displaying said officer's badge of office and who was authorized to enforce Title 27 of the Official Code of Georgia |
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| 27-1-27 | **Damaging Department of Natural Resources Property** (Misdemeanor) Effective: 07/17/2007 |
| Damaging Department of Natural Resources Property O.C.G.A. § 27-1-27 Effective: 07/17/2007, Updated: 02/19/2009  did unlawfully [(take) (damage) (destroy)] (Insert Identity of What was Taken, Damaged or Destroyed), [(wildlife) (equipment) (gate) (building) (Describe Other Applicable Property)], [(belonging to) (under the custody and control of)] [(the Georgia Department of Natural Resources) (<Insert Name of Employee or Agent>, an <employee> <agent> of the Georgia Department of Natural Resources)] |
| PENALTY PROVISIONS: Effective: 02/19/2009, Updated: 02/19/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; provided, however, that unless otherwise specifically provided, any person who violates any of the provisions of this title or any rule or regulation promulgated pursuant thereto relating to the possession or use of fishing gear on trawlers shall be a misdemeanor of a high and aggravated nature and shall be fined $1,000.00 for the first offense, $3,000.00 for the second offense, and $5,000.00 for the third and each subsequent offense. |
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| 27-1-28 | **Taking of Nongame Species** (Misdemeanor) Effective: 03/30/2007 |
| Taking of Nongame Species O.C.G.A. 27-1-28 Effective: 07/17/2007, Updated: 02/18/2009  did unlawfully [(hunt) (trap) (fish) (take) (possess) (transport)] (Insert Identity of Species), a nongame species of wildlife |
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| 27-1-29 | **Purchase of Game** (Misdemeanor) Effective: 01/09/2009 |
| PENALTY PROVISIONS: Effective: 01/09/2009, Updated: 01/09/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
| Purchase of Game 01 O.C.G.A. § 27-1-29 – (Purchase of Game Species) Effective: 01/09/2009, Updated: 01/09/2009  not being authorized to do so, did unlawfully purchase (Insert Name of Game Species), a game species |
| Purchase of Game 02 O.C.G.A. § 27-1-29 – (Purchase of Game Species Parts) Effective: 01/09/2009, Updated: 01/09/2009  not being authorized to do so, did unlawfully purchase parts of (Insert Name of Game Species), a game species, to wit: (Insert description of Parts Purchased) |
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| 27-1-29 | **Sale of Game** (Misdemeanor) Effective: 07/17/2007 |
| PENALTY PROVISIONS: Effective: 01/09/2009, Updated: 01/09/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
| Sale of Game 01 O.C.G.A. § 27-1-29 – (Sale of Game Species) Effective: 07/17/2007, Updated: 01/09/2009  not being authorized to do so, did unlawfully sell (Insert Name of Game Species), a game species |
| Sale of Game 02 O.C.G.A. § 27-1-29 – (Sale of Game Species Parts) Effective: 01/09/2009, Updated: 01/09/2009  not being authorized to do so, did unlawfully sell parts of (Insert Name of Game Species), a game species, to wit: (Insert description of Parts Purchased) |
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| 27-1-30 | **Disturbing Wildlife Habitats** (Misdemeanor) Effective: 07/17/2007 |
| Disturbing Wildlife Habitats 01 O.C.G.A. § 27-1-30 – (To Disturb, Mutilate or Destroy the Dens, holes or homes of Wildlife) Effective: 07/17/2007, Updated: 01/23/2009  did unlawfully [(disturb) (mutilate) (destroy)] the [(den) (hole) (home)] of (Insert Name of Wildlife Species), wildlife, in order to drive such wildlife out of such habitats |
| Disturbing Wildlife Habitats 02 O.C.G.A. § 27-1-30 – (To Blind Wildlife with Lights in order to Drive them from their dens, holes or homes) Effective: 07/17/2007, Updated: 01/23/2009  did unlawfully blind (Insert Name of Wildlife Species), wildlife, with lights in order to drive said wildlife out of its [(den) (hole) (home)] |
| Disturbing Wildlife Habitats 03 O.C.G.A. § 27-1-30 – (To Use Explosives, Chemicals, Devices or Smokers to Drive Wildlife from their dens, holes or homes) Effective: 07/17/2007, Updated: 01/23/2009  did unlawfully use [(explosives) (chemicals) (electrical devices) (mechanical devices) (smokers)] in order to drive (Insert Name of Wildlife Species), wildlife, out of its [(den) (hole) (home)] |
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| 27-1-31(a) | **Unlawful Possession of Wildlife** (Misdemeanor) Effective: 05/30/2006 |
| NOTE Effective: 08/25/2008, Updated: 08/25/2008  PENALTY: O.C.G.A. § 27-1-38 |
| Unlawful Possession of Wildlife O.C.G.A. § 27-1-31(a) Effective: 07/17/2007, Updated: 01/09/2009  did unlawfully [(make use of) (possess)] (Insert Description of Wildlife/Wildlife Part), a [(wildlife) (wildlife part)] which [(he) (she)] [(knew) (reasonably should have known)] was [(taken) (possessed) contrary to (Insert Wildlife Law/Rule/Regulation Violated) by (Describe Manner of Violation) |
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| 27-1-31(b) | **Concealment of Illegally Taken Wildlife** (Misdemeanor) Effective: 10/02/2007 |
| Concealment of Illegally Taken Wildlife 01 O.C.G.A. § 27-1-31(b) – (Taken by Accused) Effective: 08/25/2008, Updated: 08/25/2008  did unlawfully conceal the [(taking) (possession)] of (Insert Description of Wildlife), a wildlife, which [(he) (she)] [(knew) (reasonably should have known)] was [(taken) (possessed) illegally, by (Insert Manner of Offense) |
| Concealment of Illegally Taken Wildlife 02 O.C.G.A. § 27-1-31(b) – (Taken by Another) Effective: 08/25/2008, Updated: 08/25/2008  did unlawfully conceal the [(taking) (possession)] of (Insert Description of Wildlife), a wildlife, by another, to wit: (Insert Identity of Person Taking/Possessing Wildlife), which accused [(knew) (reasonably should have known)] was [(taken) (possessed) illegally, by (Insert Manner of Offense) |
| NOTE: Effective: 08/25/2008, Updated: 08/25/2008  PENALTY: O.C.G.A. § 27-1-38 |
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| 27-1-32 | **Hiring of Another to Take Wildlife Illegally** (Misdemeanor) Effective: 07/17/2007 |
| Hiring of Another to Take Wildlife Illegally O.C.G.A. § 27-1-32 Effective: 07/17/2007, Updated: 02/19/2009  did unlawfully hire (Insert Name of Person Hired) to [(take) (possess)] (Insert Name of Wildlife), wildlife, in violation of (Insert Wildlife Law, Rule or Regulation Violated) |
| PENALTY PROVISIONS: Effective: 02/19/2009, Updated: 02/19/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; provided, however, that unless otherwise specifically provided, any person who violates any of the provisions of this title or any rule or regulation promulgated pursuant thereto relating to the possession or use of fishing gear on trawlers shall be a misdemeanor of a high and aggravated nature and shall be fined $1,000.00 for the first offense, $3,000.00 for the second offense, and $5,000.00 for the third and each subsequent offense. |
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| 27-1-33 | **Criminal Trespass in Management Area** (Misdemeanor) Effective: 06/26/2006 |
| Criminal Trespass in Management Area 01 O.C.G.A. § 27-1-33 – (Hunting on Management Area without License) Effective: 01/22/2009, Updated: 01/22/2009  not being a person specifically excluded by law, did unlawfully hunt on (Insert Name of Area), a wildlife management area [(owned) (operated)] by the Georgia Department of Natural Resources, without a valid wildlife management area license as authorized by Code Section 27-2-23 of the Official Code of Georgia |
| Criminal Trespass in Management Area 02 O.C.G.A. § 27-1-33 – (Fishing on Management Area without License) Effective: 01/22/2009, Updated: 01/22/2009  not being a person specifically excluded by law, did unlawfully fish on (Insert Name of Area), a wildlife management area [(owned) (operated)] by the Georgia Department of Natural Resources, without a valid wildlife management area license as authorized by Code Section 27-2-23 of the Official Code of Georgia |
| Criminal Trespass in Management Area 03 O.C.G.A. § 27-1-33 – (Enter Management while Non-Compliant with State Law or Rules & Regulations of Board of Natural Resources) Effective: 01/22/2009, Updated: 01/22/2009  did unlawfully [(enter upon) (hunt) (trap) (fish)] on (Insert Name of Public Fishing Area, Fish Hatchery, Natural Area, Wildlife Management Area), a [(public fishing area) (fish hatchery) (natural area) (wildlife management area)] [(owned) (operated)] by the Georgia Department of Natural Resources without being in compliance with (Insert State Law, Rule or Regulation in which Non-Compliant), as promulgated by the Board of Natural Resources |
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| 27-2-1 | **Fishing Without a Valid License** (Misdemeanor) Effective: 06/26/2006 |
| Fishing Without a Valid License 01 O.C.G.A. § 27-2-1 (a) - (Fishing) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully fish (Insert Species), wildlife, without first procuring [(license) (stamp) (permit)] [(required) (authorized)] under Title 27 of the Official Code of Georgia |
| Fishing Without a Valid License 02 O.C.G.A. § 27-2-1 (a) - (Possession of Fish Species) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully posses (Insert Species), wildlife, without first procuring [(license) (stamp) (permit)] [(required) (authorized)] under Title 27 of the Official Code of Georgia |
| Fishing Without a Valid License 03 O.C.G.A. § 27-2-1 (b) - (GA Resident - Fishing while over age 16 without License) Effective: 01/14/2009, Updated: 01/14/2009  being a resident of the State of Georgia, having attained the age of 16 years, did unlawfully fish in (Insert the Name of Waters Fished), waters of the State of Georgia, on a premises not owned by [(him) (her)] or [(his (her)] immediate family, without having a valid fishing license as provided by Code Section 27-2-23 of the Official Code of Georgia |
| Fishing Without a Valid License 04 O.C.G.A. § 27-2-1 (b) - (GA Resident - Failure to have License upon Person) Effective: 01/14/2009, Updated: 01/14/2009  having obtained a valid fishing license, did unlawfully fish in (Insert the Name of Waters Fished), waters of the State of Georgia, on premises not owned by [(him) (her)] or [(his (her)] immediate family, without having said license upon [(his) (her)] person |
| Fishing Without a Valid License 05 O.C.G.A. § 27-2-1 (c) - (Nonresident - Fishing while over age 16 without License) Effective: 01/14/2009, Updated: 01/14/2009  being a nonresident of the State of Georgia, having attained the age of 16 years, did unlawfully fish in (Insert the Name of Waters Fished), waters of the State of Georgia, on a premises not owned by [(him) (her)] or [(his (her)] immediate family, without having a valid nonresident fishing license as provided by Code Section 27-2-23 of the Official Code of Georgia |
| Fishing Without a Valid License 06 O.C.G.A. § 27-2-1 (c) - (Nonresident - Failure to have License upon Person) Effective: 01/14/2009, Updated: 01/14/2009  having obtained a valid nonresident fishing license, did unlawfully fish in (Insert the Name of Waters Fished), waters of the State of Georgia, on premises not owned by [(him) (her)] or [(his (her)] immediate family, without having said license upon [(his) (her)] person |
| PENALTY PROVISIONS: Effective: 07/17/2007, Updated: 01/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor |
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| 27-2-6(a) | **Fishing Without Trout License** (Misdemeanor) Effective: 07/17/2007 |
| Fishing Without Trout License 01 O.C.G.A. § 27-2-6 (a) – Possession of Mountain Trout Effective: 07/17/2007, Updated: 07/31/2008  being a [(resident of the State of Georgia who has attained the age of 16 years) (nonresident of the State of Georgia)], did possess mountain trout, not having in [(his) (her)] possession a trout license in addition to [(his) (her)] fishing license |
| Fishing Without Trout License 02 O.C.G.A. § 27-2-6 (a) – Restricted Stream Effective: 07/31/2008, Updated: 07/31/2008  being a [(resident of the State of Georgia who has attained the age of 16 years) (nonresident of the State of Georgia)], did fish in (Insert Name of Trout Water/Trout Stream), waters designated as [(trout waters) (trout streams)] pursuant to code section 27-4-51, not having in [(his) (her)] possession a trout license in addition to [(his) (her)] fishing license |
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| 27-2-1 | **Hunting Without a Valid License** (Misdemeanor) Effective: 01/01/1990 |
| Hunting Without a Valid License 01 O.C.G.A. § 27-2-1 (a) - (Hunting) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully hunt (Insert Species), [(wildlife) (feral hog)], without first procuring [(license) (stamp) (permit)] [(required) (authorized)] under Title 27 of the Official Code of Georgia |
| Hunting Without a Valid License 02 O.C.G.A. § 27-2-1 (a) - (Possession of Species) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully possess (Insert Species), [(wildlife) (feral hog)], without first procuring [(license) (stamp) (permit)] [(required) (authorized)] under Title 27 of the Official Code of Georgia |
| Hunting Without a Valid License 03 O.C.G.A. § 27-2-1 (b) - (GA Resident - Hunting while over age 16 without License) Effective: 01/14/2009, Updated: 01/14/2009  being a resident of the State of Georgia, having attained the age of 16 years, did unlawfully hunt (Insert Species), [(wildlife) (feral hog)], in the State of Georgia, on premises not owned by [(him) (her)] or [(his (her)] immediate family, without having a valid hunting license as provided by Code Section 27-2-23 of the Official Code of Georgia |
| Hunting Without a Valid License 04 O.C.G.A. § 27-2-1 (b) - (GA Resident - Failure to have License upon Person) Effective: 01/14/2009, Updated: 01/14/2009  having obtained a valid hunting license, did unlawfully hunt (Insert Species), [(wildlife) (feral hog)], in the State of Georgia, on premises not owned by [(him) (her)] or [(his (her)] immediate family, without having said license upon [(his) (her)] person |
| Hunting Without a Valid License 05 O.C.G.A. § 27-2-1 (c) - (Nonresident - Hunting while over age 16 without License) Effective: 01/14/2009, Updated: 01/14/2009  being a nonresident of the State of Georgia, having attained the age of 16 years, did unlawfully hunt (Insert Species), [(wildlife) (feral hog)], in the State of Georgia, on premises not owned by [(him) (her)] or [(his (her)] immediate family, without having a valid nonresident hunting license as provided by Code Section 27-2-23 of the Official Code of Georgia |
| Hunting Without a Valid License 06 O.C.G.A. § 27-2-1 (c) - (Nonresident - Failure to have License upon Person) Effective: 01/14/2009, Updated: 01/14/2009  having obtained a valid nonresident hunting license, did unlawfully hunt (Insert Species), [(wildlife) (feral hog)], in the State of Georgia, on premises not owned by [(him) (her)] or [(his (her)] immediate family, without having said license upon [(his) (her)] person |
| PENALTY PROVISIONS: Effective: 07/17/2007, Updated: 01/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor |
|  | |
| 27-2-1 | **Trapping Without a Valid License** (Misdemeanor) Effective: 07/17/2007 |
| PENALTY PROVISIONS: Effective: 01/14/2009, Updated: 01/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor |
| Trapping Without a Valid License 01 O.C.G.A. § 27-2-1 (a) - (Trapping) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully trap (Insert Species), [(wildlife) (feral hog)], without first procuring [(license) (stamp) (permit)] [(required) (authorized)] under Title 27 of the Official Code of Georgia |
| Trapping Without a Valid License 02 O.C.G.A. § 27-2-1 (a) - (Possession of Species) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully possess (Insert Species), [(wildlife) (feral hog)], without first procuring [(license) (stamp) (permit)] [(required) (authorized)] under Title 27 of the Official Code of Georgia |
| Trapping Without a Valid License 03 O.C.G.A. § 27-2-1 (b) - (GA Resident - Trapping) Effective: 01/14/2009, Updated: 01/14/2009  being a resident of the State of Georgia, having attained the age of 16 years, did unlawfully trap (Insert Species), [(wildlife) (feral hog)], in the State of Georgia, on premises not owned by [(him) (her)] or [(his (her)] immediate family, without having a valid trapping license as provided by Code Section 27-2-23 of the Official Code of Georgia |
| Trapping Without a Valid License 04 O.C.G.A. § 27-2-1 (b) - (GA Resident - Failure to have License upon Person) Effective: 01/14/2009, Updated: 01/14/2009  having obtained a valid trapping license, did unlawfully trap (Insert Species), [(wildlife) (feral hog)], in the State of Georgia, on premises not owned by [(him) (her)] or [(his (her)] immediate family, without having said license upon [(his) (her)] person |
| Trapping Without a Valid License 05 O.C.G.A. § 27-2-1 (c) - (Nonresident - Trapping) Effective: 01/14/2009, Updated: 01/14/2009  being a nonresident of the State of Georgia, having attained the age of 16 years, did unlawfully trap (Insert Species), [(wildlife) (feral hog)], in the State of Georgia, on premises not owned by [(him) (her)] or [(his (her)] immediate family, without having a valid nonresident trapping license as provided by Code Section 27-2-23 of the Official Code of Georgia |
| Trapping Without a Valid License 06 O.C.G.A. § 27-2-1 (c) - (Nonresident - Failure to have License upon Person) Effective: 01/14/2009, Updated: 01/14/2009  having obtained a valid nonresident trapping license, did unlawfully trap (Insert Species), [(wildlife) (feral hog)], in the State of Georgia, on premises not owned by [(him) (her)] or [(his (her)] immediate family, without having said license upon [(his) (her)] person |
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| 27-2-5 | **Violation of Hunter Education Requirements** (Misdemeanor) Effective: 07/17/2007 |
| Violation of Hunter Education Requirements 01 O.C.G.A. § 27-2-5 (a) – (Hunting without having been issued a Certificate of Completion of a Hunter Education Course) Effective: 07/17/2007, Updated: 01/24/2009  having been born on (Insert DOB), a date [(on) (after)] January 1, 1961, did unlawfully [(procure a hunting license) (hunt by means of weapons)] in the State of Georgia not having been issued a certificate or other evidence which the Department of Natural Resources deems acceptable indicating satisfactory completion of a hunter education course as prescribed by the Board of Natural Resource |
| Violation of Hunter Education Requirements 02 O.C.G.A. § 27-2-5 (b) – (Issuing a Hunting License without having been provided with Certificate of Completing a Hunter Education Course) Effective: 07/17/2007, Updated: 01/24/2009  being a person authorized to issue hunting licenses in the State of Georgia, did unlawfully issue a hunting license to (Insert Name of Person Receiving License) whose date of birth was (Insert Recipient's DOB), said license agent not having been provided with a certificate or other evidence which the Department of Natural Resources deems acceptable indicating satisfactory completion of a hunter education course as prescribed by the Board of Natural Resources |
| Violation of Hunter Education Requirements 03 O.C.G.A. § 27-2-5 (c) – (Hunters between age 16 & 25 not having Certificate of Hunter Education Course on Person While Hunting) Effective: 07/17/2007, Updated: 01/24/2009  being between the ages of 16 through 25 and not required by law to obtain a hunting license, did unlawfully hunt in the State of Georgia without carrying on [(his) (her)] person while hunting, a certificate attesting to said person's satisfactory completion of a hunter education course as prescribed by the Board of Natural Resources |
| Violation of Hunter Education Requirements 04 O.C.G.A. § 27-2-5 (d) – (Permitting Child age 12 to 15 to Hunt without having Hunter Education Course) Effective: 07/17/2007, Updated: 01/24/2009  did unlawfully permit (Insert Name of Child), a child between the ages of 12 to 15 and being the [(his) (her)] [(child) (ward)], to hunt with (Insert Name & Description of Weapon), a weapon, said child not having a certificate attesting to the child's satisfactory completion of a hunter education course on the child's person |
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| 27-2-6(b) | **Hunting Without Big Game License** (Misdemeanor) Effective: 10/30/2007 |
| Hunting Without Big Game License 01 O.C.G.A. § 27-2-6 (b) – Georgia Resident Effective: 07/31/2008, Updated: 07/31/2008  being a resident of the State of Georgia who has attained the age of 16 years, did [(hunt) (possess)] (Insert Identity of Big Game), big game, not having in [(his) (her)] possession a big game license in addition to the required hunting license |
| Hunting Without Big Game License 02 O.C.G.A. § 27-2-6 (b) – Non-Resident Effective: 07/31/2008, Updated: 07/31/2008  being a resident of the State of Georgia who has attained the age of 16 years, did [(hunt) (possess)] (Insert Identity of Big Game), big game, not having in [(his) (her)] possession a big game license in addition to the required hunting license |
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| 27-2-6(c) | **Hunting Without Waterfowl License** (Misdemeanor) Effective: 03/30/2007 |
| Hunting Without Waterfowl License O.C.G.A. § 27-2-6 (c) Effective: 07/17/2007, Updated: 07/31/2008  being a [(resident of the State of Georgia who has attained the age of 16 years) (nonresident of the State of Georgia)], did hunt [(ducks) (geese) (swans)] (Insert Identity of Big Game), not having in [(his) (her)] possession an official Georgia waterfowl license in addition to the required hunting license |
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| 27-2-6(d) | **Hunting Without Alligator License** (Misdemeanor) Effective: 10/30/2007 |
| Hunting Without Alligator License O.C.G.A. § 27-2-6 (d) Effective: 07/31/2008, Updated: 07/31/2008  being a [(resident of the State of Georgia who has attained the age of 16 years) (nonresident of the State of Georgia)], did hunt alligators, not having in [(his) (her)] possession an alligator hunting license in addition to the required hunting license |
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| 27-2-8 | **Operating Commercial Vessel without License** (Misdemeanor) Effective: 07/17/2007 |
| Operating Commercial Vessel without License O.C.G.A. § 27-2-8  Effective: 07/17/2007, Updated: 02/19/2009  did unlawfully engage in commercial fishing with a (Identify Boat or Vessel), a [(boat) (vessel)], in the salt waters of the State of Georgia without obtaining a valid commercial fishing boat license for said [(boat) (vessel)] |
| PENALTY PROVISIONS: Effective: 02/19/2009, Updated: 02/19/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; provided, however, that unless otherwise specifically provided, any person who violates any of the provisions of this title or any rule or regulation promulgated pursuant thereto relating to the possession or use of fishing gear on trawlers shall be a misdemeanor of a high and aggravated nature and shall be fined $1,000.00 for the first offense, $3,000.00 for the second offense, and $5,000.00 for the third and each subsequent offense. |
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| 27-2-9 | **Unlawful Acts by Taxidermist** (Misdemeanor) Effective: 07/17/2007 |
| PENALTY PROVISIONS: Effective: 07/17/2007, Updated: 02/19/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
| Unlawful Acts by Taxidermist 01 O.C.G.A. § 27-2-9 (a) – (Engaging in Taxidermy Without a License) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully [(engage in the business of taxidermy) (provide taxidermy services to person other than himself)] without having been issue a taxidermist license by the Georgia Department of Natural Resources as provided in Code Section 27-2-23 of the Official Code of Georgia |
| Unlawful Acts by Taxidermist 02 O.C.G.A. § 27-2-9 (c) – (Failed to Notify DNR of Wildlife Believed to have been Illegally Taken) Effective: 02/19/2009, Updated: 02/19/2009  being a taxidermist, did unlawfully fail to notify the Georgia Department of Natural Resources of Insert Identity of Wildlife), wildlife in his possession which [(he) (she)] [(knew) (reasonably should have known)] was not legally taken |
| Unlawful Acts by Taxidermist 03 O.C.G.A. § 27-2-9 (d) – (Selling Wildlife or Wildlife Parts without Prior Written Permission of the Commissioner) Effective: 02/19/2009, Updated: 02/19/2009  being a taxidermist, did unlawfully sell (Insert Identity of Wildlife or Wildlife Part Sold), [(wildlife) (a wildlife part)] without the prior written permission of [(the Commissioner of the Georgia Department of Natural Resources) (<Insert Name of Designee>, the designee of the Commissioner of the Georgia Department of Natural Resources) |
| Unlawful Acts by Taxidermist 04 O.C.G.A. § 27-2-9 (e) – (Possessing or Mounting a Game Species for which there is no Open Season) Effective: 02/19/2009, Updated: 02/19/2009  being a taxidermist, did unlawfully [(possess) (mount)] a (Insert Identity of Game Species), [(a game species for which there is no open season) (an <endangered> <rare< >threatened> <unusual> species)] without first obtaining a special permit from the Georgia Department of Natural Resources |
| Unlawful Acts by Taxidermist 05 O.C.G.A. § 27-2-9 (f) – (Failed to Keep Written Record of Wildlife Received) Effective: 02/19/2009, Updated: 02/19/2009  being a taxidermist, did unlawfully fail to keep at [(his) (her)] business, a written record of all wildlife received by [(him) (her)] |
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| 27-2-10 | **Alligator Farming Violation** (Misdemeanor) Effective: 07/18/2007 |
| Alligator Farming Violation 01 O.C.G.A. § 27-2-10 (a) – (Alligator Farming w/o License) Effective: 07/18/2007, Updated: 01/14/2009  did unlawfully engage in alligator farming without having obtained a valid commercial alligator farming license as provided on Code Section 27-2-23 of the Official Code of Georgia |
| Alligator Farming Violation 02 O.C.G.A. § 27-2-10 (a) – (Acquiring Alligator not by Propagation of Live Alligators lawfully in Possession W/O Permit) Effective: 07/18/2007, Updated: 01/14/2009  did unlawfully acquire a live alligator, other than by propagation of live alligators lawfully in accused's possession, without first obtaining a permit from the Georgia Department of Natural Resources to acquire said live alligator |
| Alligator Farming Violation 03 O.C.G.A. § 27-2-10 (a) – (Acquiring Alligator not by Propagation of Live Alligators lawfully in Possession W/O Permit) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully [(sell) (barter) (exchange) (give) (loan)] a live alligator to (Insert Name of Person to Whom Sold) without first obtaining a permit from the Georgia Department of Natural Resources to [(sell) (barter) (exchange) (give) (loan)] the said live alligator |
| Alligator Farming Violation 04 O.C.G.A. § 27-2-10 (a) – (Acquiring/Possessing Alligator Hide Except from Alligators Lawfully in Possession) Effective: 01/14/2009, Updated: 01/14/2009  being a person with a valid commercial alligator farming license, did unlawfully [(acquire) (possess)] an alligator [(hide) (carcass)] not from the harvest of live alligators lawfully in his possession and on [(his) (her)] alligator farm |
| PENALTY PROVISIONS: Effective: 01/14/2009, Updated: 01/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor |
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| 27-2-11 | **Holding Game Without Permit** (Misdemeanor) Effective: 07/18/2007 |
| Holding Game Without Permit O.C.G.A. § 27-2-11 Effective: 07/18/2007, Updated: 01/14/2009  did unlawfully [(hold) (possess)] (name animal/bird), a game [(animal) (bird)], [(for the purpose of propagation) (as a pet)] without first obtaining a valid game-holding permit as provided in Code Section 27-2-23 of the Official Code of Georgia |
| PENALTY PROVISIONS: Effective: 01/14/2009, Updated: 01/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor |
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| 27-2-12 | **Transporting Wildlife for Scientific Purposes Without Permit** (Misdemeanor) Effective: 07/18/2007 |
| PENALTY PROVISIONS: Effective: 01/14/2009, Updated: 01/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor |
| Transporting Wildlife for Scientific Purposes Without Permit 01 O.C.G.A. § 27-2-12 (a) – (Transportation of Wildlife w/o Permit) Effective: 07/18/2007, Updated: 01/14/2009  did unlawfully [(take) (possess) (transport)] (Insert Name/Description of Wildlife), wildlife of the State of Georgia, for scientific purposes, without obtaining a scientific collecting permit and complying with Code Section 27-2-12 of the Official Code of Georgia |
| Transporting Wildlife for Scientific Purposes Without Permit 02 O.C.G.A. § 27-2-12 (a) – (Transportation of Wildlife Plumage, Skin or body w/o Permit) Effective: 07/18/2007, Updated: 01/14/2009  did unlawfully [(take) (possess) (transport)], the [(plumage) (skin) (body)] of (Describe Wildlife Belonging to Plumage, Skin or Body), wildlife of the State of Georgia, for scientific purposes without obtaining a scientific collecting permit and complying with Section 27-2-12, Official Code of Georgia |
| Transporting Wildlife for Scientific Purposes Without Permit 03 O.C.G.A. § 27-2-12 (a) – (Transportation of Wildlife Nests or Eggs w/o Permit) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully [(take) (possess) (transport)], the [(nest) (nests) (egg) (eggs)] of (Describe Wildlife Belonging to Nest or Egg), wildlife of the State of Georgia, for scientific purposes without obtaining a scientific collecting permit and complying with Section 27-2-12, Official Code of Georgia |
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| 27-2-13 | **Wildlife Exhibition Violation** (Misdemeanor) Effective: 07/18/2007 |
| PENALTY PROVISIONS: Effective: 01/14/2009, Updated: 01/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor |
| Wildlife Exhibition Violation 01 § 27-2-13 – (Holding in Captivity for Exhibition) Effective: 07/18/2007, Updated: 01/14/2009  did unlawfully [(keep) (hold) (possess)] (Insert Description/Name of Wildlife), wildlife, in captivity for the purpose of [(display) (exhibition)] to the public without first procuring a valid wildlife exhibition permit as provided in Code Section 27-2-23 of the Official Code of Georgia |
| Wildlife Exhibition Violation 02 § 27-2-13 – (Release Wildlife from Captivity) Effective: 07/18/2007, Updated: 01/14/2009  while holding (Insert Description/Name of Wildlife), wildlife, in captivity pursuant to a valid wildlife exhibition permit as provided in Code Section 27-2-23, Official Code of Georgia, did Unlawfully release said wildlife from captivity |
| Wildlife Exhibition Violation 03 § 27-2-13 – (Maintain Wildlife in such a Manner as to pose Risk of Accidental Release or Escape from Captivity) Effective: 01/14/2009, Updated: 01/14/2009  while holding (Insert Description/Name of Wildlife), wildlife, in captivity pursuant to a valid wildlife exhibition permit as provided in Code Section 27-2-23, Official Code of Georgia, did Unlawfully [(house) (maintain)] said wildlife in such manner as to pose a reasonable probability that the wildlife may [(be released accidentally) (escape from captivity)] |
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| 27-2-14 | **Wildlife Liberation Violation** (Misdemeanor) Effective: 07/18/2007 |
| PENALTY PROVISIONS: Effective: 07/18/2007, Updated: 01/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor |
| Wildlife Liberation Violation O.C.G.A. § 27-2-14 Effective: 07/18/2007, Updated: 01/14/2009  did unlawfully liberate (Insert Name of Wildlife or Domestic Fish), [(wildlife) (domestic fish)], within the State of Georgia without having obtained a permit from the Georgia Department of Natural Resources |
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| 27-2-15 | **Wildlife Storage Violation** (Misdemeanor) Effective: 07/18/2007 |
| PENALTY PROVISIONS: Effective: 01/14/2009, Updated: 01/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor |
| Wildlife Storage Violation 01 O.C.G.A. § 27-2-15 – (Operating a Storage Facility w/o Obtaining a Permit) Effective: 07/18/2007, Updated: 01/14/2009  being a person operating a [(grocery store) (hotel) (market) (cold storage house) (restaurant) ( Insert Name of Other Applicable Commercial Facility ), did unlawfully [(receive for storage) (store)] (Insert Name of Wildlife), wildlife, without first having obtained a wildlife storage permit from the Georgia Department of Natural Resources |
| Wildlife Storage Violation 02 O.C.G.A. § 27-2-15 – (Received Wildlife w/o Requiring the Person Delivering the Wildlife to Exhibit a Valid License) Effective: 07/18/2007, Updated: 01/14/2009  being a person operating a [(grocery store) (hotel) (market) (cold storage house) (restaurant) ( Insert Name of Other Applicable Commercial Facility ), did unlawfully [(receive for storage) (store)] (Insert Name of Wildlife), wildlife, without requiring (Insert the Name of Person Delivering Wildlife), the person delivering said wildlife for storage, to exhibit a valid license authorizing said person to [(take) (possess)] the wildlife |
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| 27-2-16 | **Commercial Quail Breeder Violation** (Misdemeanor) Effective: 07/18/2007 |
| Commercial Quail Breeder Violation 01 O.C.G.A. § 27-2-16 (a) – (Engaging in Business of Propagating Quail w/o Obtaining Permit) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully engage in the business of propagating quail for [(food)(restocking) (propagation) (Insert Identity of Other Commercial Purpose))], without having obtained a commercial quail breeder permit as provided in Code Section 27-2-23 of the Official Code of Georgia |
| Commercial Quail Breeder Violation 02 O.C.G.A. § 27-2-16 (a) – (Engaging in Business of Propagating Other than Pen Raised Quail) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully engage in the business of propagating quail for [(food)(restocking) (propagation) (Insert Identity of Other Commercial Purpose))], said quail not being pen raised quail |
| Commercial Quail Breeder Violation 03 O.C.G.A. § 27-2-16 (c) – (Selling the Carcass of Pen Raised Quail) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully sell the [(carcass) (carcasses)] of pen raised quail that had not been stamped with the information required by subsection (c) of Code Section 27-2-16 (c) of the Official Code of Georgia |
| Commercial Quail Breeder Violation 04 O.C.G.A. § 27-2-16 (d) – (Selling Pen Raised Quail which had been Killed by a Firearm) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully sell pen raised quail which had been killed by a firearm |
| Commercial Quail Breeder Violation 05 O.C.G.A. § 27-2-16 (e) – (Transporting Pen Raised Quail w/0 Meeting Requirements of Title 27) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully transport pen raised quail without meeting the requirements of Title 27 of the Official Code of Georgia, relating to the transportation of wildlife, in that (Insert Manner in Which Requirements not Met) |
| PENALTY PROVISIONS: Effective: 07/18/2007, Updated: 01/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor |
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| 27-2-17 | **Falconry Permit Violation** (Misdemeanor) Effective: 07/18/2007 |
| Falconry Permit Violation 01 O.C.G.A. § 27-2-17 (a) – (Trapping, Taking Possessing a Raptor w/o obtaining a valid Hunting License and a Valid Falconry Permit) Effective: 07/18/2007, Updated: 01/14/2009  did unlawfully [(trap) (take) (transport) (possess)] raptors for falconry purposes, without having first procured a valid hunting license and a valid falconry permit as provided in Code Section 27-2-23 of the Official Code of Georgia |
| Falconry Permit Violation 02 O.C.G.A. § 27-2-17 (c) – (Trapping, Transporting or Possessing a Golden Eagle) Effective: 07/18/2007, Updated: 01/14/2009  not being authorized to do so by 50 C.F.R. Part 22, did unlawfully [(trap) (transport) (possess)] a golden eagle (aquilla chrysaetos), (Insert Manner in Which Unauthorized) |
| Falconry Permit Violation 03 O.C.G.A. § 27-2-17 – (Trapping, Taking Possessing a Raptor w/o obtaining a valid Hunting License and a Valid Falconry Permit) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully [(sell) (purchase) (barter) (offer to (sell) (purchase) (barter))] a raptor to (Insert Name of Other Falconer), another falconer, without the raptor being marked on the metasaurus by a seamless, numbered band provided by the United States Fish and Wildlife Service, as required by Section 50 C.F.R. Part 21 |
| Falconry Permit Violation 04 O.C.G.A. § 27-2-17 (i) – (Altering a Raptor Marker) Effective: 01/14/2009, Updated: 01/14/2009  did unlawfully [(alter) (counterfeit) (deface)] a raptor marker furnished by the United States Fish and Wildlife Service |
| Falconry Permit Violation 04 O.C.G.A. § 27-2-17 (o) – (Apprentice Falconer Taking Raptor not yet capable of Flight) Effective: 01/14/2009, Updated: 01/14/2009  being an apprentice falconer, did unlawfully take a young raptor which was not yet capable of flight |
| Falconry Permit Violation 05 O.C.G.A. § 27-2-17 (0) – (Falconer Taking More that the Limit of Raptors) Effective: 01/14/2009, Updated: 01/14/2009  being a [(general) (master)] falconer, did unlawfully take more than two raptors during the regular season |
| Falconry Permit Violation 05 O.C.G.A. § 27-2-17 (0) – (Falconer Taking Raptor out of Season) Effective: 01/14/2009, Updated: 01/14/2009  being a [(general) (master)] falconer, did unlawfully take a raptor out of season |
| PENALTY PROVISIONS: Effective: 07/18/2007, Updated: 01/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor |
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| 27-2-18 | **Violation of Permit to Kill Deer** (Misdemeanor) Effective: 10/04/2007 |
| Violation of Permit to Kill Deer O.C.G.A. § 27-2-18 Effective: 08/29/2008, Updated: 08/29/2008  having been issued a permit to kill deer by the Department of Natural Resources which imposed [(restrictions) (conditions)] relating thereto, to wit: (Insert Description of Restrictions), did unlawfully kill a deer in violation of said [(restrictions) (conditions)] by (Insert Manner of Violation) |
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| 27-2-19 | **Wildlife Importation Violation** (Misdemeanor) Effective: 07/18/2007 |
| PENALTY PROVISIONS: Effective: 07/18/2007, Updated: 01/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor |
| Wildlife Importation Violation O.C.G.A. § 27-2-19 Effective: 07/18/2007, Updated: 01/14/2009  did unlawfully import (Insert Name of Wildlife Imported), wildlife, without obtaining a wildlife importation permit from the Georgia Department of Natural Resources |
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| 27-2-20 | **Federal Migratory Bird Stamp Violation** (Misdemeanor) Effective: 03/30/2007 |
| Federal Migratory Bird Stamp Violation 01 O.C.G.A. § 27-2-20 – (Hunting Brant, Ducks, Geese and Swans without a Federal Migratory Bird Hunting Stamp) Effective: 02/17/2009, Updated: 02/17/2009  did unlawfully hunt [(brant) (ducks)(geese) (swans)] in the State of Georgia without a federal migratory bird hunting and conservation stamp |
| Federal Migratory Bird Stamp Violation 02 O.C.G.A. § 27-2-20 – (Hunting Brant, Ducks, Geese and Swans without a Federal Migratory Bird Hunting Stamp) Effective: 02/17/2009, Updated: 02/17/2009  being a person required to obtain a hunting license as provided in Code Section 27-2-1 of the Official Code of Georgia, did unlawfully hunt a migratory game bird, to wit: [(brant) (ducks) (geese) (swans) (doves) (rails) (woodcock) (snipe) (gallinules) (coots) (Insert Name of Other Such Bird)], without participating in the federal Migratory Bird Harvest Information Program |
| Federal Migratory Bird Stamp Violation 03 O.C.G.A. § 27-2-20 – (Failure to have Evidence of Participation in Federal Migratory Bird Program and License in Possession while Hunting) Effective: 02/17/2009, Updated: 02/17/2009  being a person required to obtain a hunting license as provided in Code Section 27-2-1 of the Official Code of Georgia, did fail to have in possession while hunting a migratory game bird, to wit: [(brant) (ducks) (geese) (swans) (doves) (rails) (woodcock) (snipe) (gallinules) (coots) (Insert Name of Other Such Bird)], [(a valid hunting license) (evidence of participation in the Federal Migratory Bird Harvest Information Program) |
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| 27-2-21 | **Field And Retriever Trial Violation** (Misdemeanor) Effective: 07/18/2007 |
| Field And Retriever Trial Violation 01 O.C.G.A. § 27-2-21 (a) – (Conducting a Field or Retriever Trial without obtaining a Permit) Effective: 07/18/2007, Updated: 02/14/2009  did unlawfully conduct a [(field) (retriever)] trial without first obtaining a permit from the Georgia Department of Natural Resources |
| Field And Retriever Trial Violation 02 O.C.G.A. § 27-2-21 (b) – (Participating in Field or Retriever Trial without having obtained a Permit and Registering as a Participant) Effective: 07/18/2007, Updated: 02/14/2009  did unlawfully participate in a [(field) (retriever)] trial without [(a permit for such trial having been issued by the Georgia Department of Natural Resources) (accused being registered as a participant in the trial)] |
| Field And Retriever Trial Violation 03 O.C.G.A. § 27-2-21 (b) – (Participating in Field or Retriever Trial without having a valid Hunting License) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully participate in a [(field) (retriever)] trial without having obtained a valid [(resident) (nonresident)] hunting license |
| PENALTY PROVISIONS: Effective: 02/14/2009, Updated: 02/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
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| 27-2-22 | **Possession of Wildlife for Rehabilitation Without a Permit** (Misdemeanor) Effective: 07/18/2007 |
| Possession of Wildlife for Rehabilitation Without a Permit O.C.G.A. § 27-2-22 Effective: 07/18/2007, Updated: 02/14/2009  did unlawfully [(keep)(hold) (possess)] in captivity a (Identify Wildlife), a [(sick) (injured)] wildlife, without first obtaining a wildlife rehabilitation permit from the Georgia Department of Natural Resources |
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| 27-2-22.1 | **Fox Trapping and Selling Violation** (Misdemeanor) Effective: 07/18/2007 |
| Fox Trapping and Selling Violation 01 O.C.G.A. § 27-2-22.1 (a) – (Trapping and Selling a Live Fox without a Commercial Trapping License) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully trap and sell a live fox without first procuring a commercial trapping license as provided for in Code Section 27-2-23 of the Official Code of Georgia |
| Fox Trapping and Selling Violation 02 O.C.G.A. § 27-2-22.1 (b) – (Selling a Live Fox without a Commercial Trapping License) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully purchase a live fox from (Insert Name of Person), who did not have a valid commercial trapping license as provided for in Code Section 27-2-22.1 of the Official Code of Georgia |
| Fox Trapping and Selling Violation 03 O.C.G.A. § 27-2-22.1 (b) – (Purchasing a live Fox without a License) Effective: 02/14/2009, Updated: 02/14/2009  not having a valid license as provide for in Code Section 27-2-22.1 of the Official Code of Georgia, did unlawfully purchase a live fox from (Insert Name of Person) |
| Fox Trapping and Selling Violation 04 O.C.G.A. § 27-2-22.1 (c) – (Operating a Fox Hunting Preserve without a Commercial Fox Hunting Preserve License) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully [(own) (operate)] an area utilized for the purpose of [(running) (taking) (hunting)] penned fox for [(a fee) (Insert Name of Other Compensation)], without having a valid commercial fox hunting preserve license as provided for in Code Sections 27-2-22.1 and 27-2-23 of the Official Code of Georgia |
| Fox Trapping and Selling Violation 05 O.C.G.A. § 27-2-22.1 (d) – (Engaging in Business of Breeding Foxes without a Breeder License) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully engage in the business of [(propagating) (breeding)] fox for [(sale) (restocking) (propagation) (Insert Name of Other Commercial Purposes)] without obtaining a commercial fox breeder license as provided for in Code Sections 27-20-22.1 and 27-2-23 of the Official Code of Georgia |
| Fox Trapping and Selling Violation 06 O.C.G.A. § 27-2-22.1 (e) – (Hunting a Fox on a Hunting Preserve without a License) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully [(hunt) (take) (possess)] fox at a commercial fox hunting preserve without first procuring the licenses required under Title 27, Official Code of Georgia |
| Fox Trapping and Selling Violation 07 O.C.G.A. § 27-2-22.1 (f) – (Receiving a Fox Shipped from Out of State without having Obtained a Permit) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully [(receive) (possess)] a fox [(shipped) (transported) (removed)] from outside the State of Georgia, said action not being pursuant to a permit from the Georgia Department of Natural Resources |
| PENALTY PROVISIONS: Effective: 02/14/2009, Updated: 02/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
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| 27-2-23.1 | **Selling Raccoon Fur Without a License** (Misdemeanor) Effective: 07/18/2007 |
| Selling Raccoon Fur Without a License O.C.G.A. § 27-2-23.1 (b)  Effective: 07/18/2007, Updated: 02/14/2009  did sell the raw, undressed [(fur) (hide) (skin) (pelt)] of a raccoon lawfully taken by means other than trapping, to wit: (Insert Description of Means Taken), said person not having a valid raccoon fur seller's license issued by the Georgia Department of Natural Resources |
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| 27-2-25.1(b) | **Failure to Notify of Hunting Injury** (Misdemeanor) Effective: 07/18/2007 |
| Failure to Notify of Hunting Injury O.C.G.A. § 27-2-25.1 (b) Effective: 07/18/2007, Updated: 02/14/2009  while engaged in the act of hunting, did, by use of a weapon, (kill) (injure) (Insert Name of Person Killed or Injured), and did fail to notify (the Georgia Department of Natural Resources) (an appropriate law enforcement officer) |
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| 27-2-25.1(e) | **Hunting While Hunting Privileges Suspended** (Misdemeanor) Effective: 02/14/2009 |
| Hunting While Hunting Privileges Suspended O.C.G.A. § 27-2-25.1 (e) Effective: 02/14/2009, Updated: 02/14/2009  having had [(his) (her)] hunting privileges under code section 27-2-25.1 of the Official Code of Georgia, did unlawfully engage in the act of hunting during such period of suspension |
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| 27-2-28(a) | **Failure to Permit Inspection of License** (Misdemeanor) Effective: 07/18/2007 |
| Failure to Permit Inspection of License 01 O.C.G.A. § 27-2-28 (a) – (Refusal to Permit Inspection of License, Permit or Stamp)  Effective: 07/18/2007, Updated: 02/14/2009  being required to have on his person a (Identify License, Permit or Stamp Required), a [(license) (permit) (stamp)] issued under Title 27 of the Official Code of Georgia, did unlawfully refuse the inspection of such [(license) (permit) (stamp)] upon demand by (Insert Name of Officer), a [(conservation) (deputy conservation)] |
| Failure to Permit Inspection of License 02 O.C.G.A. § 27-2-28 (a) – (Refusal to Permit Inspection of Driver’s License or Equally Reliable Identification) Effective: 02/14/2009, Updated: 02/14/2009  being required to have on his person a (Identify License, Permit or Stamp Required), a [(license) (permit) (stamp)] issued under Title 27 of the Official Code of Georgia, did unlawfully refuse to provide a [(driver's license) ( other reliable identification)] of the accused and [(his) (her)] current residence upon demand by (Insert Name of Officer), a [(conservation) (deputy conservation)] |
| PENALTY PROVISIONS: Effective: 02/14/2009, Updated: 02/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
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| 27-2-28(b) | **False Statement in Obtaining License or Permit** (Misdemeanor) Effective: 02/14/2009 |
| False Statement in Obtaining License or Permit O.C.G.A. § 27-2-28 (b) – (Making False Statement in the Issuance of a License or Permit) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully make a false statement as to any fact which is required as a prerequisite to the issuance of (Insert Identity of License or Permit), a [(license) (permit)] issued pursuant to Title 27 of the Official Code of Georgia in that [(he) (she)] did (Describe False Statement) |
| PENALTY PROVISIONS: Effective: 02/14/2009, Updated: 02/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
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| 27-2-28(c) | **Counterfeiting or Alteration of Permit or License** (Misdemeanor) Effective: 02/14/2009 |
| Counterfeiting or Alteration of Permit or License O.C.G.A. § 27-2-28 (c) – (Counterfeiting or Altering a License or Permit) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully [(counterfeit) (change) (alter) (attempt to counterfeit) (attempt to change) (attempt to alter)] (Insert Identity of License or Permit), a [(license) (permit)] issued pursuant to Title 27 of the Official Code of Georgia |
| PENALTY PROVISIONS: Effective: 02/14/2009, Updated: 02/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
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| 27-2-28(c) | **Unlawful Collection of Funds** (Misdemeanor) Effective: 02/14/2009 |
| PENALTY PROVISIONS: Effective: 02/14/2009, Updated: 02/14/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
| Unlawful Collection of Funds O.C.G.A. § 27-2-28 (c) – (Collection of funds for the issuance of a License or Permit) Effective: 02/14/2009, Updated: 02/14/2009  not being authorized to do so by the Georgia Department of Natural Resources, did unlawfully collect funds in the amount of (Insert Amount) from (Insert Name of Person Collected from) for the issuance of (Identify License or Permit Issued), a [(license) (permit)] issued pursuant to Title 27 of the Official Code of Georgia |
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| 27-2-42 | **Violation of Wildlife Violator Compact** (Misdemeanor) Effective: 01/31/2007 |
| Violation of Wildlife Violator Compact 01 O.C.G.A. § 27-2-42 – (Engaging in Hunting/fishing/trapping/possessing wildlife/transporting wildlife) Effective: 08/20/2008, Updated: 08/20/2008  [(his) (her)] [(license) (privilege) (right)] to [(hunt) (fish) (trap) (Possess) (transport)] wildlife having been [(suspended) (revoked)] pursuant to article 2 of title 27 of the Official Code of Georgia, did unlawfully [(hunt) (fish) (trap) (possess wildlife) (transport wildlife)] at (Insert Address of Location), within the State of Georgia, in violation of such [suspension) (revocation)] by (Describe Manner of Violation) |
| Violation of Wildlife Violator Compact 02 O.C.G.A. § 27-2-42 – (Purchasing/Possessing License to hunt/fish/trap/possess wildlife/transport wildlife) Effective: 08/20/2008, Updated: 08/20/2008  [(his) (her)] [(license) (privilege) (right)] to [(hunt) (fish) (trap) (Possess) (transport)] wildlife having been [(suspended) (revoked)] pursuant to article 2 of title 27 of the Official Code of Georgia, did unlawfully [(purchase) (Possess)] a license to [(hunt) (fish) (trap) (possess wildlife) (transport wildlife)] at (Insert Address of Location), within the State of Georgia, in violation of such [suspension) (revocation)] by (Describe Manner of Violation) |
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| 27-3-1 | **Hunting without Permission** (Misdemeanor) Effective: 05/30/2006 |
| 03 O.C.G.A. § 27-3-1 (b) - (Posted Land – Written Permission on Person) Effective: 07/28/2008, Updated: 11/20/2008  did unlawfully [(hunt) (enter)] upon the posted lands of another in pursuit of wildlife without first obtaining written permission from (Insert Name of Owner), the [(landowner/lessee of such land) (the lessee of the game rights of such land)] who had informed (Insert Name of Law Enforcement Agency), a law enforcement agency, that permission to hunt upon the land must be in writing, and without carrying the written permission on the accused's person |
| Hunting without permission 01 O.C.G.A. § 27-3-1 (a) Effective: 07/28/2008, Updated: 07/28/2008  did unlawfully [(hunt) (enter)] upon the lands of another in pursuit of wildlife without first obtaining permission from (Insert Name of Owner), the [(landowner/lessee of such land) (the lessee of the game rights of such land)] |
| Hunting without permission 02 O.C.G.A. § 27-3-1 (b) - (Posted Land – Written Permission) Effective: 07/28/2008, Updated: 07/28/2008  did unlawfully [(hunt) (enter)] upon the posted lands of another in pursuit of wildlife without first obtaining written permission from (Insert Name of Owner), the [(landowner/lessee of such land) (the lessee of the game rights of such land)] who had informed (Insert Name of Law Enforcement Agency), a law enforcement agency, that permission to hunt upon the land must be in writing |
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| 27-3-1.1 | **Violation of Prohibited Acts on wildlife management areas** (Misdemeanor) Effective: 06/15/2006 |
| 01 O.C.G.A. § 27-3-1.1(1) – (Possession of Firearm on Wildlife Management Area) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, did unlawfully possess a firearm during a closed hunting season for said area, said firearm not being unloaded and not being stored in a motor vehicle so as not to be readily accessible |
| 02 O.C.G.A. § 27-3-1.1(2) – (Possession of Loaded Firearm in Vehicle in Management Area) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, did unlawfully possess a loaded firearm in a motor vehicle during a legal open hunting season for said area |
| 03 O.C.G.A. § 27-3-1.1(3) – (Under the Influence of Drugs) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, was unlawfully under the influence of a drug, to wit: (Name Drug) |
| 04 O.C.G.A. § 27-3-1.1(3) – (Under the Influence of Intoxicating Liquors/Beers/Wines) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, was unlawfully under the influence of (Insert Name of Intoxicating Substance), an intoxicating [(liquor) (beer) (wine)] |
| 05 O.C.G.A. § 27-3-1.1(4) – (Hunting within 50 Yards of a Road) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, did unlawfully hunt within 50 yards of a road on said area which receives regular maintenance for the purpose of public vehicular access |
| 06 O.C.G.A. § 27-3-1.1(5) – (Target Practice in Unauthorized area) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, did unlawfully target practice in an area other than an authorized shooting range |
| 07 O.C.G.A. § 27-3-1.1(5) – (Target Practice inconsistent with Rules for Shooting Ranges) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, did unlawfully target practice in an authorized shooting range in a manner not consistent with the rules for shooting ranges promulgated by the Board of Natural Resources in said area |
| 08 O.C.G.A. § 27-3-1.1(6) – (Driving Around Closed Gate) Effective: 08/20/2008, Updated: 11/20/2008  did unlawfully drive a vehicle around a closed [(gate) (cable) (sign) ((Identify Other Structure/Device), a (structure) (device))] intended to prevent vehicular access to a road entering [(onto) (within)] (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources |
| 09 O.C.G.A. § 27-3-1.1(7) – (Hunt in Posted Zone) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, did unlawfully hunt within a posted safety zone on said area |
| 10 O.C.G.A. § 27-3-1.1(8) – (Drive/Camp on Pasture/Area Planted in Crops) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, did unlawfully [(camp upon) (drive a motor vehicle over)] [(a permanent pasture) (an area planted in crops)] on said area |
| 11 O.C.G.A. § 27-3-1.1(9) – (Kill a Female Bear with a Cub) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, did unlawfully kill a female bear with [(a cub (cubs) on said area |
| 12 O.C.G.A. § 27-3-1.1(9) – (Kill a Cub Weighing Less than 75 lbs.) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, did unlawfully kill a cub weighing less than 75 pounds on said area |
| 13 O.C.G.A. § 27-3-1.1(10) – (Failure to Report Deer/Bear/Turkey Kill) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, did unlawfully fail to report, in the manner specified by the rules of the Department of Natural Resources, that the accused killed a [(deer) (bear) (turkey)] to the state game and fish checking station on said area |
| 14 O.C.G.A. § 27-3-1.1(11) – (Construct a Tree Stand) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, did unlawfully construct a tree stand on said area |
| 15 O.C.G.A. § 27-3-1.1(11) – (Hunt from Tree Stand other than a Portable/Natural Tree Stand) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, did unlawfully hunt from a tree stand which was not a portable or natural tree stand |
| 16 O.C.G.A. § 27-3-1.1(12) – (Trap W/O Permit) Effective: 08/20/2008, Updated: 08/20/2008  while on (Insert Name of Wildlife Management Area), a wildlife management area [(owned) (operated)] by the Department of Natural Resources, did unlawfully trap without a special trapping permit issued by the Department of Natural Resources |
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| 27-3-15 | **Hunting out of season** (Misdemeanor) Effective: 05/30/2006 |
| Hunting Out of Season 01 O.C.G.A. § 27-3-15 (a) – Game Species Effective: 07/29/2008, Updated: 07/29/2008  did unlawfully hunt (Insert Name of Game Species), a game species, out of season |
| Hunting Out of Season 02 O.C.G.A. § 27-3-15 (a) – Migratory Game Birds Effective: 07/29/2008, Updated: 07/29/2008  did unlawfully hunt (Insert Name of Migratory Game Birds), a migratory game bird, out of season |
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| 27-3-15(e) | **Possession of More Than Bag Limit** (Misdemeanor) Effective: 03/30/2007 |
| Possession of More Than Bag Limit 01 O.C.G.A. § 27-3-15 (e) – Daily Bag Limit Effective: 07/29/2008, Updated: 11/20/2008  did unlawfully possess more than the daily bag limit of (Insert Name of Species) [(while in the field) (while returning from the field to (one's automobile/principal means of land transportation) (one's permanent abode) (one's temporary/transient place of lodging) (a commercial storage facility) (a post office)(a common carrier facility))] |
| Possession of More Than Bag Limit 02 O.C.G.A. § 27-3-15 (e) – Aggregate of the Daily Bag Limit Effective: 07/29/2008, Updated: 11/20/2008  possess more than the aggregate of the daily bag limits of (Insert Name of Species) [(while in the field) (while returning from the field to (one's automobile/principal means of land transportation) (one's permanent abode) (one's temporary/transient place of lodging) (a commercial storage facility) (a post office)(a common carrier facility))] |
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| 27-3-15(f) | **Unlawful Taking of Game by Falconry** (Misdemeanor) Effective: 07/29/2008 |
| Unlawful Taking of Game by Falconry O.C.G.A. § 27-3-15 (f) Effective: 07/29/2008, Updated: 07/29/2008  did unlawfully take (Insert Name of Game Species), a game species, by means of falconry out of season |
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| 27-3-2 | **Hunting At Night** (Misdemeanor) Effective: 01/01/1990 |
| Hunting at Night 01 O.C.G.A. § 27-3-2 Effective: 07/30/2008, Updated: 07/30/2008  did unlawfully hunt (Insert Name of Animal), a [(game bird) (game animal)], at night |
| Hunting at Night 02 O.C.G.A. § 27-3-2 – (Raccons/Opossums/Foxes/Bobcats) – 6 volt light Effective: 07/30/2008, Updated: 07/30/2008  did unlawfully hunt at night [(raccoons) (opossums) (foxes) (bobcats)] with a light which exceeded six volts |
| Hunting at Night 03 O.C.G.A. § 27-3-2 – (Alligators) – 12 volt light Effective: 07/30/2008, Updated: 07/30/2008  did unlawfully hunt alligators at night with a light which exceeded twelve volts |
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| 27-3-3 | **Illegal Hours for Hunting Migratory Birds** (Misdemeanor) Effective: 03/30/2007 |
| Illegal Hours for Hunting Migratory Birds 01 O.C.G.A. § 27-3-3 – (Between Sunset & Sunrise) Effective: 08/25/2008, Updated: 08/25/2008  did unlawfully hunt (Insert Name of Migratory Birds Hunted), migratory game birds, between sunset and one-half hour before sunrise |
| Illegal Hours for Hunting Migratory Birds 02 O.C.G.A. § 27-3-3 – (Between Sunrise & Sunset) Effective: 08/25/2008, Updated: 08/25/2008  did unlawfully hunt (Insert Name of Migratory Birds Hunted), migratory game birds, between one-half hour before sunrise and sunset and during hours not designated for the hunting of such migratory game birds |
| NOTE: Effective: 08/25/2008, Updated: 08/25/2008  PENALTY: § 27-1-38 |
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| 27-3-4 | **Hunting with Unlawful Weapon** (Misdemeanor) Effective: 05/30/2006 |
| Hunting with Illegal Weapon 01 O.C.G.A. § 27-3-4(1) – (Deer/Bear/Feral Hogs - Other than Broadhead Arrow) Effective: 08/11/2008, Updated: 08/11/2008  while bowhunting [(deer) (bear) (feral hogs)], did unlawfully use other than a broadhead type arrow |
| Hunting with Illegal Weapon 02 O.C.G.A. § 27-3-4(2) – (During Primitive Hunts/Seasons) Effective: 08/11/2008, Updated: 08/11/2008  during [(a primitive weapon hunt) (primitive weapon season)], did unlawfully use (Insert Description of Weapon Used), [(a muzzleloading firearm less than a .44 caliber) (a muzzleloading shotgun less than a 20 gauge) (a muzzleloading shotgun using more than a single shot)], a weapon not permitted under code section 27-3-4 |
| Hunting with Illegal Weapon 03 O.C.G.A. § 27-3-4(3) – (Deer/Bear/Feral Hogs – Regular Season) Effective: 08/11/2008, Updated: 08/11/2008  while hunting [(deer) (bear) (feral hogs)],did unlawfully use (Insert Description of Weapon Used), [(a muzzleloading firearm less than a .44 caliber) (a shotgun less than a 20 gauge) (a center-fire firearm less than a .22 caliber)], a weapon not permitted under code section 27-3-4 |
| Hunting with Illegal Weapon 04 O.C.G.A. § 27-3-4(3) – (Deer/Bear/Feral Hogs – Buckshot on State Wildlife Management Area) Effective: 08/11/2008, Updated: 08/11/2008  while hunting [(deer) (bear) (feral hogs)] on (Insert Name of State Wildlife Area),did unlawfully use a shotgun using buckshot |
| Hunting with Illegal Weapon 05 O.C.G.A. § 27-3-4(3) – (Deer/Bear/Feral Hogs – Other than Expanding Center-Fire bullets) Effective: 08/11/2008, Updated: 08/11/2008  while hunting [(deer) (bear) (feral hogs)], did unlawfully use a center-fire firearm using other than expanding type bullets |
| Hunting with Illegal Weapon 06 O.C.G.A. § 27-3-4(4) – (Small Game) Effective: 08/11/2008, Updated: 08/11/2008  while hunting small game, to wit: (Insert Description of Game Animal), did unlawfully use [(a shotgun with a shot shell size greater than 3 ½ inches in length) (a shotgun with lead shot larger than No. 2) (a shotgun with federally approved nontoxic shot size larger than F)] |
| Hunting with Illegal Weapon 07 O.C.G.A. § 27-3-4(4) – (Taking Protective Species) Effective: 08/11/2008, Updated: 08/11/2008  while hunting small game, to wit: (Insert Description of Game Animal), did unlawfully take (Insert Description of Protective Species), a protected species |
| Hunting with Illegal Weapon 08 O.C.G.A. § 27-3-4(5)(A) – (Shotguns – Deer/Feral Hogs/Bear) Effective: 08/11/2008, Updated: 08/11/2008  while hunting [(deer) (bear) (feral hogs)], did unlawfully use [(a shotgun with more than five shells in the magazine and chamber combined) (a shotgun with a plug consisting of more than one piece) (a shotgun with a plug capable of being removed through the loading end of the magazine)] |
| Hunting with Illegal Weapon 09 O.C.G.A. § 27-3-4(5)(B) – (Shotguns – Game Animals) Effective: 08/11/2008, Updated: 08/11/2008  while hunting game animals, to wit: (Insert Description of Game Animal), did unlawfully use [(a shotgun with more than three shells in the magazine and chamber combined) (a shotgun with a plug consisting of more than one piece) (a shotgun with a plug capable of being removed through the loading end of the magazine)] |
| Hunting with Illegal Weapon 10 O.C.G.A. § 27-3-4(6) – (Shotguns – Turkeys) Effective: 08/11/2008, Updated: 08/11/2008  while hunting turkey, did unlawfully use [(a shotgun with lead shot larger than No. 2) (a (Insert Name of Weapon), in violation of code section 27-3-4(6) |
| Hunting with Illegal Weapon 11 O.C.G.A. § 27-3-4(7) – (Alligators) Effective: 08/11/2008, Updated: 08/11/2008  while hunting alligators, did unlawfully use a (Insert Name of Weapon), in violation of code section 27-3-4(7) |
| Hunting with Illegal Weapon 12 O.C.G.A. § 27-3-4(7) – (Alligators – Killed before transporting) Effective: 08/11/2008, Updated: 08/11/2008  while hunting alligators, did unlawfully fail to kill same immediately before transporting in violation of code section 27-3-4(7) |
| Hunting with Illegal Weapon 13 O.C.G.A. § 27-3-4(9) – (Use of silencer) Effective: 07/01/2014, Updated: 06/20/2014  while hunting, did unlawfully use a [Name of Weapon] which was equipped with a [(silencer) (suppressor)] [(on the private property of (Name of owner) without the verifiable permission of (Name of owner) to use such (silencer) (suppressor)) (on public lands in an area not designated by the Department of Natural Resources for use of a (silencer) (suppressor)]. |
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| 27-3-7 | **Hunting Under the Influence** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 27-3-7 (b) (1) – (Under the Influence of Alcohol to the Extent that it was Less Safe to Hunt) Effective: 01/22/2009, Updated: 01/22/2009  did unlawfully hunt while under the influence of alcohol to the extent that it was less safe for [(him) (her)] to hunt |
| 02 O.C.G.A. § 27-3-7 (b) (2) – (Under the Influence of a Drug to the Extent that it was Less Safe to Hunt) Effective: 01/22/2009, Updated: 01/22/2009  did unlawfully hunt while under the influence of a drug, to wit: (Name of Drug), to the extent that it was less safe for (him) (her) to hunt |
| 03 O.C.G.A. § 27-3-7 (b) (3) – (Under the Combined Influence of Alcohol and Drugs to the Extent that it was Less Safe to Hunt) Effective: 01/22/2009, Updated: 01/22/2009  did unlawfully hunt while under the combined influence of alcohol and (Insert Name of Drug), a drug, to the extent that it was less safe for (him) (her) to hunt |
| 04 O.C.G.A. § 27-3-7 (b) (4) – (Under the Influence of Alcohol with a Concentration of 0.10 grams within 3 hours after Hunting Ended) Effective: 01/22/2009, Updated: 01/22/2009  did unlawfully hunt while [(his) (her)] alcohol concentration was 0.10 grams or more within three hours after such hunting had ended, from alcohol consumed before such hunting had ended |
| 06 O.C.G.A. § 27-3-7 (b) (5) – (Under the Influence of Controlled Substance) Effective: 01/22/2009, Updated: 01/22/2009  did unlawfully hunt while there was an amount of [(<Insert Name of Controlled Substance)>, a controlled substance as defined by Code Section 16-13-21 of the Official Code of Georgia) (metabolites of a controlled substance) (a derivative of a controlled substance, to wit: <Insert Name of Derivative>)] present in [(his) (her)] ](blood) (urine) (blood and urine)] |
| 07 O.C.G.A. § 27-3-7 (b) (2) – (Under the Influence of a Prescribed Medication) Effective: 01/22/2009, Updated: 01/22/2009  did unlawfully hunt while under the influence of (Name of Drug), a drug the accused was entitled to use, to the extent that [(he) (she)] was rendered incapable of hunting safely |
| Hunting Under the Influence 05 O.C.G.A. § 27-3-7 (b) (5) – (Under the Influence of Marijuana) Effective: 01/22/2009, Updated: 01/22/2009  did unlawfully hunt while there was an amount of [(marijuana as defined by Code Section 16-13-21 of the Official Code of Georgia) (metabolites of marijuana) (a derivative of marijuana, to wit: <Insert Name of Derivative>)] present in [(his) (her)] ](blood) (urine) (blood and urine)] |
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| 27-3-9 (a) | **Baiting a Hunting Area** (Misdemeanor) Effective: 07/13/2008 |
| Baiting a Hunting Area O.C.G.A. § 27-3-9 (a) Effective: 07/13/2008, Updated: 11/20/2008  did unlawfully [(place) (expose) (deposit) (distribute) (scatter)] a quantity of [(corn) (wheat) (grains (identify type of grains)) (salts) (apples) (feeds (identify type of feeds)) (bait (identify type of bait)) so as to constitute a [(lure) (attraction) (enticement)] (Insert identity of game bird/game animal enticed), a [(game bird) (game animal)], [(on) (over)] (Insert Description of Location), an area where hunters [(are) (will be)] hunting |
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| 27-3-9 (c) | **Failure to Comply with Orders of Conservation Ranger** (Misdemeanor) Effective: 07/13/2008 |
| Failure to Comply with Orders of Conservation Ranger 01 O.C.G.A. § 27-3-9 (c) – Failure to Remove Bait Effective: 07/13/2008, Updated: 11/20/2008  being the [(owner) (person having lawful (possession) (control))] of (Insert Description of Location), an area where (Identify Bait), bait, had been [(placed) (exposed) (deposited) (distributed) (scattered)] so as to constitute a [(lure) (attraction) (enticement)] to doves, a game bird, and having been ordered by (Insert Name of Officer), a conservation officer, to remove said bait, did unlawfully fail to remove said bait |
| Failure to Comply with Orders of Conservation Ranger 02 O.C.G.A. § 27-3-9 (c) – Failure to Erect Signs Effective: 07/13/2008, Updated: 11/20/2008  being the [(owner) (person having lawful (possession) (control))] of (Insert Description of Location), an area where (Identify Bait), bait, had been [(placed) (exposed) (deposited) (distributed) (scattered)] so as to constitute a [(lure) (attraction) (enticement)] to doves, a game bird, and having been ordered by (Insert Name of Officer), a conservation officer, to erect on said area signs clearly visible to a person with normal eyesight from a distance of at least 50 yards, in a sufficient number to provide reasonable notice to hunters that the said area is baited, and having printed thereon the words: "No Hunting, Baited Field", and to continue to display said signs for ten (10) days following the removal of said bait, did unlawfully fail to [(erect said signs) (erect a sufficient number of signs to provide notice to hunters that the area was baited) (erect signs which were visible to a person with normal eyesight from a distance of 50 yards) (continue to display said signs for ten (10) days following the removal of said bait |
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| 27-3-9(b) | **Hunting over Baited Area** (Misdemeanor) Effective: 03/30/2007 |
| Hunting on Baited Area 02 O.C.G.A. § 27-3-9 (b) (within 10 days of removal) Effective: 07/13/2008, Updated: 11/20/2008  did unlawfully hunt (Insert identity of game bird/game animal hunted), a [(game bird) (game animal)], [(upon) (over) (around) (near)] (Insert Description of Location), a place where [((Identify Feed), feed) ((Identify Bait), bait)] had been [(placed) (exposed) (deposited) (distributed) (scattered)] so as to constitute a [(lure) (attraction) (enticement)] to such [(game bird) (game animal)] and within ten (10) days following the complete removal of all such [(feed) (bait)] |
| Hunting over Baited Area 01 O.C.G.A. § 27-3-9 (b) Effective: 07/13/2008, Updated: 11/20/2008  did unlawfully hunt (Insert identity of game bird/game animal hunted), a [(game bird) (game animal)], [(upon) (over) (around) (near)] (Insert Description of Location), a place where [((Identify Feed), feed) ((Identify Bait), bait)] had been [(placed) (exposed) (deposited) (distributed) (scattered)] so as to constitute a [(lure) (attraction) (enticement)] to such [(game bird) (game animal)] |
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| 27-3-10 | **Hunting Upon a Public Road** (Misdemeanor) Effective: 01/01/1990 |
| Hunting Upon a Public Road, 01 O.C.G.A. § 27-3-10 Effective: 07/12/2008, Updated: 07/12/2008  did unlawfully hunt wildlife upon (Insert Name of Public Road), a public Road |
| Hunting Upon a Public Road, 02 O.C.G.A. § 27-3-10 – Discharging Weapon across/from Public Road Effective: 07/12/2008, Updated: 07/12/2008  while hunting, did unlawfully discharge a weapon [(from) (across) (Insert Name of Public Road), a public Road |
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| 27-3-13 | **Hunting from a Motor Vehicle** (Misdemeanor) Effective: 03/30/2007 |
| Hunting from Motor Vehicle § 27-3-13 Effective: 07/13/2008, Updated: 11/20/2008  did unlawfully hunt (Insert Description of Animal), [(wildlife) (a feral hog)], from [((an electric)(a gas) (a diesel) boat) (a steamboat) (a sailboat) (an airplane) (a hydroplane) (a hovercraft) (a motor vehicle)] |
| PENALTY PROVISIONS: Effective: 02/19/2009, Updated: 02/19/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
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| 27-3-14 | **Killing or Crippling of Game Bird or Animal** (Misdemeanor) Effective: 07/18/2008 |
| Killing or Crippling of Game Bird or Animal O.C.G.A. § 27-3-14 Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully [(kill) (cripple)] (Insert Identity of Game Bird or Animal), a [(game bird) (game animal)], without making a reasonable effort to retrieve said [(game bird) (game animal)] |
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| 27-3-16 | **Hunting Dog Violation** (Misdemeanor) Effective: 07/18/2008 |
| Hunting Dog Violation 01 O.C.G.A. § 27-3-16 (a) – (Possessing Equipment for Taking Game while Training Hunting Dogs) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully have in the [(his) (her)] possession [(a firearm) (an ax) (climbers) (Insert Identity of Other Applicable Equipment)], equipment for taking game while training hunting dogs |
| Hunting Dog Violation 02 O.C.G.A. § 27-3-16 (c) – (Running Deer with Dogs Outside the Lawful Season) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully run deer with dogs, outside the lawful open season for hunting deer with dogs |
| Hunting Dog Violation 03 O.C.G.A. § 27-3-16 (d) – (Taking Game while Training Dogs) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully take Insert Identity of Game), game, while training hunting dogs, outside the lawful open seasons for such game |
| Hunting Dog Violation 04 O.C.G.A. § 27-3-16 (e) – (Training Hunting Dogs on Property of Another) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully train hunting dogs on property other than that owned by the accused or the accused's immediate family, without having a hunting license in the [(his) (her)] immediate possession |
| PENALTY PROVISIONS: Effective: 02/19/2009, Updated: 02/19/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
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| 27-3-17 | **Hunting Deer With Dogs** (Misdemeanor) Effective: 07/18/2008 |
| Hunting Deer With Dogs 01 O.C.G.A. § 27-3-17 (a) – (Hunting Deer with Dogs Outside the Special Open Seasons for Hunting Deer with Dogs) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully hunt deer with dogs outside the special open seasons for the hunting of deer with dogs |
| Hunting Deer With Dogs 02 O.C.G.A. § 27-3-17 (c) – (Hunting Deer with Dogs on Tract of Land which does not have a Permit for Hunting Deer with Dogs) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully hunt deer with dogs on (Insert Description of Tract), a tract of land for which no permit for hunting deer with dogs had been issued by the Department of Natural Resources to (Insert Name of Owner), the [(owner) (owners)] of said tract of land |
| Hunting Deer With Dogs 03 O.C.G.A. § 27-3-17 (g) – (Hunting Deer with Dogs without possessing a deer dog license and all other Required Licenses and Permits) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully hunt deer with dogs without possessing a deer-dog license in addition to all other required hunting licenses and permits |
| PENALTY PROVISIONS: Effective: 02/19/2009, Updated: 02/19/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
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| 27-3-18 | **Hunting Foxes with Dogs** (Misdemeanor) Effective: 07/18/2008 |
| Hunting Foxes with Dogs O.C.G.A. § 27-3-18 Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully hunt foxes with dogs upon the land of (Insert Name of Owner or Lessee), the [(owner) (lessee)] of said land, without the permission of the [(owner) (lessee) (lessee of the game rights)] of said land |
| PENALTY PROVISIONS: Effective: 02/19/2009, Updated: 02/19/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
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| 27-3-19 | **Possession of Alligator Products** (Misdemeanor) Effective: 07/18/2008 |
| PENALTY PROVISIONS: Effective: 02/19/2009, Updated: 02/19/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
| Possession of Alligator Products 01 O.C.G.A. § 27-3-19 (c) (1) – (Possession of Alligator Product not Lawfully Taken) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully [(possess) (buy) (sell)] the untanned [(hide) (skin) (alligator product)] from an alligator not lawfully taken under the authority of Code Section 27-3-15 of the Official Code of Georgia |
| Possession of Alligator Products 02 O.C.G.A. § 27-3-19 (c) (2) – (Possession and Gathering of Alligator Eggs from the Wild without a Permit) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully [(possess) (gather)] alligator eggs gathered from (Insert Location), the wild, without having obtained a permit to issued by the Georgia Department of Natural Resources |
| Possession of Alligator Products 03 O.C.G.A. § 27-3-19 (d) (1) – (Transporting Alligator Products from Place in which the Taking of such Products is Prohibited) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully [(possess) (transport)] into this state an untanned alligator [(hide) (skin) (alligator product)] from (Insert Identity of Origin), a place in which the taking of alligators is prohibited |
| Possession of Alligator Products 04 O.C.G.A. § 27-3-19 (d) (2) – (Transporting Alligator Eggs from Place in which the Gathering of Alligator Eggs is Prohibited) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully [(possess) (transport)] into this state alligator eggs gathered from the wild at (Insert Location), a place where the gathering of said eggs is prohibited |
| Possession of Alligator Products 05 O.C.G.A. § 27-3-19 (e) – (Failed to Retain Receipts for Lawfully Obtained Alligator Parts) Effective: 02/19/2009, Updated: 02/19/2009  being in possession of an untanned alligator [(hide) (skin) (alligator product)] from (Insert Name of Place), [(a place in which the taking of alligators is lawful) (an alligator farm licensed under Title 27 of the Official Code of Georgia)], did unlawfully fail to retain such [(receipts) (invoices) (bills of lading) (other indicia of lawful possession, taking, or acquisition)] as necessary to indicate clearly at all times the place of origin of the specific untanned alligator [(hide) (skin) (alligator product)] possessed |
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| 27-3-19(a) | **Illegal Hunting of Alligators** (Misdemeanor) Effective: 07/18/2008 |
| Illegal Hunting of Alligators O.C.G.A. § 27-3-19 (a) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully hunt alligators, accused not being authorized to do so by Code Section 27-3-15 of the Official Code of Georgia |
| PENALTY PROVISIONS: Effective: 02/19/2009, Updated: 02/19/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
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| 27-3-20 | **Illegally Hunting Rabbits** (Misdemeanor) Effective: 04/28/2011 |
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| 27-3-22 | **Hunting, Possessing, or Transporting Birds** (Misdemeanor) Effective: 07/18/2008 |
| Hunting, Possessing, or Transporting Birds O.C.G.A. § 27-3-22 Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully [(hunt) (trap) (take) (possess) (sell) (purchase) (ship) (transport)] a [(hawk) (eagle) (owl) (any other bird) (part of a bird) (bird nest) (bird egg)] |
| PENALTY PROVISIONS: Effective: 02/19/2009, Updated: 02/19/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
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| 27-3-24 | **Improper Hunting of Feral Hogs** (Misdemeanor) Effective: 11/28/2007 |
| Improper Hunting of Feral Hogs 01 O.C.G.A. § 27-3-24(a)(1) – (Hunting – Without Permission) Effective: 08/11/2008, Updated: 08/11/2008  did unlawfully [(hunt) (engage in the hunting of)] feral hogs upon the lands of (name person) without first obtaining permission from said [(landowner) (lessee) (lessee of the game rights)] of such land |
| Improper Hunting of Feral Hogs 02 O.C.G.A. § 27-3-24(a)(1) – (Enter Lands of Another – Without Permission) Effective: 08/11/2008, Updated: 08/11/2008  did unlawfully enter upon the lands of (name person) to [(hunt) (engage in the hunting of)] feral hogs without first obtaining permission from said [(landowner) (lessee) (lessee of the game rights)] of such land |
| Improper Hunting of Feral Hogs 03 O.C.G.A. § 27-3-24(a)(2) – (Posted Land – Without Permission) Effective: 08/11/2008, Updated: 11/20/2008  did unlawfully [(hunt) (engage in the hunting of)] feral hogs upon the lands of (name person) without first obtaining written permission from said [(landowner) (lessee) (lessee of the game rights)] of such land and carrying said written permission upon the accused's person |
| Improper Hunting of Feral Hogs 04 O.C.G.A. § 27-3-24(a)(2) – (Enter Posted Land – Without Permission) Effective: 08/11/2008, Updated: 11/20/2008  did unlawfully enter upon the lands of (name person) to [(hunt) (engage in the hunting of)] feral hogs without first obtaining written permission from said [(landowner) (lessee) (lessee of the game rights)] of such land and carrying said written permission upon the accused's person |
| Improper Hunting of Feral Hogs 05 O.C.G.A. § 27-3-24(a)(3) – (Baited Field) Effective: 08/11/2008, Updated: 08/11/2008  did unlawfully [(hunt) (engage in the hunting of)] feral hogs [(upon) (over) (around) (near)] [(land) (a place)] upon which [(corn) (wheat) (other grains) (salts) (apples) (Insert description of other feeds/bait)] which would constitute a [(lure) (attraction) (enticement)] for a feral hog had been [(placed) (exposed) (deposited) (distributed) (scattered)] [(upon) (over) (around) (near)] such place for a period of ten days following the complete removal of all such feed/bait |
| Improper Hunting of Feral Hogs 06 O.C.G.A. § 27-3-24(a)(4) – (From Vehicle) Effective: 08/11/2008, Updated: 08/11/2008  did unlawfully [(hunt) (engage in the hunting of)] feral hogs from within a vehicle |
| Improper Hunting of Feral Hogs 07 O.C.G.A. § 27-3-24(a)(4) – (From Vehicle with Light) Effective: 08/11/2008, Updated: 08/11/2008  did unlawfully [(hunt) (engage in the hunting of)] feral hogs while riding on a vehicle at night and with the use of a light |
| Improper Hunting of Feral Hogs 08 O.C.G.A. § 27-3-24(a)(5) – (At night with Light) Effective: 08/11/2008, Updated: 08/11/2008  did unlawfully [(hunt) (engage in the hunting of)] feral hogs at night with a light used for locating feral hogs which exceeding six volts |
| Improper Hunting of Feral Hogs 09 O.C.G.A. § 27-3-24(a)(6) – (Hunter - Wearing Fluorescent Orange Material) Effective: 08/11/2008, Updated: 08/11/2008  did unlawfully [(hunt) (engage in the hunting of)] feral hogs during the firearms deer season without wearing a total of at least 500 square inches of daylight fluorescent orange material as an outer garment worn above the waistline |
| Improper Hunting of Feral Hogs 10 O.C.G.A. § 27-3-24(a)(6) – (Accompanying Hunter - Wearing Fluorescent Orange Material) Effective: 08/11/2008, Updated: 08/11/2008  while accompanying (Insert Name of Hunter) who was [(hunting) (engaged in the hunting of)] feral hogs during the firearms deer season, did fail to wear a total of at least 500 square inches of daylight fluorescent orange material as an outer garment worn above the waistline |
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| 27-3-25 | **Improper Outer Garments While Hunting Bears** (Misdemeanor) Effective: 07/18/2008 |
| 01 O.C.G.A. § 27-3-25 – (Improper Outer Garments While Hunting Bears) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully hunt bears without wearing a total of at least 500 square inches of daylight fluorescent orange material as an outer garment worn above the waistline |
| 02 O.C.G.A. § 27-3-25 – (Improper Outer Garments while accompanying Another Who was Hunting Bears) Effective: 02/19/2009, Updated: 02/19/2009  did unlawfully accompany another person hunting bears without wearing a total of at least 500 square inches of daylight fluorescent orange material as an outer garment worn above the waistline |
| PENALTY PROVISIONS: Effective: 02/19/2009, Updated: 02/19/2009  § 27-1-38. Penalty for violations of title Unless otherwise specifically provided, any person who violates any of the provisions of this title shall be guilty of a misdemeanor; |
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| 27-3-26 | **Illegally Hunting Bears** (Misdemeanor) Effective: 09/10/2007 |
| 04 O.C.G.A. § 27-3-26(a)(3) - (Possession of Freshly Killed Bear out of Season) Effective: 08/14/2008, Updated: 08/14/2008  did unlawfully [(possess) (transport)] a freshly killed [(bear) (bear part)] outside the open season for hunting and taking bears |
| Illegally Hunting Bears 01 O.C.G.A. § 27-3-26(a)(1) - (Hunting out of Season) Effective: 08/14/2008, Updated: 08/14/2008  did unlawfully [(hunt) (take) (attempt to take)] a bear outside the open season for hunting and taking bears |
| Illegally Hunting Bears 02 O.C.G.A. § 27-3-26(a)(1) - (Hunting without Permit) Effective: 08/14/2008, Updated: 08/14/2008  did unlawfully [(hunt) (take) (attempt to take)] a bear without the authority of a permit issued by the Department of Natural Resources to [(kill) (take)] a bear |
| Illegally Hunting Bears 03 O.C.G.A. § 27-3-26(a)(2) - (Buy/Sell/Barter Bear) Effective: 08/14/2008, Updated: 08/14/2008  did unlawfully [(buy) (sell) (barter) (exchange)] a [(bear) (bear part)] |
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| 27-3-27 | **Unlawful Use of Bear Bait** (Misdemeanor) Effective: 09/14/2006 |
| Unlawful Use of Bear Bait 01 O.C.G.A. § 27-3-27 – (To Concentrate Bear Population) Effective: 07/30/2008, Updated: 07/30/2008  did unlawfully use (Insert Description of Bait Used) as bait for the purpose of concentrating the bear population to (Insert Description of Location) which [(gives) (might give)] said accused an unnatural advantage when hunting bear |
| Unlawful Use of Bear Bait 02 O.C.G.A. § 27-3-27 – (To Lure Bears to Location) Effective: 07/30/2008, Updated: 07/30/2008  did unlawfully use (Insert Description of Bait Used) as bait for the purpose of luring the bear population to (Insert Description of Location) which [(gives) (might give)] said accused an unnatural advantage when hunting bear |
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| 27-3-40 | **Failure to Wear Fluorescent Orange Clothing** (Misdemeanor) Effective: 04/06/2007 |
| Failure to Wear Fluorescent Orange Clothing 01 O.C.G.A. § 27-3-40 (Hunter Effective: 07/28/2008, Updated: 07/28/2008  did unlawfully hunt deer during the firearms deer season without wearing a total of at least 500 square inches of daylight fluorescent orange material as an outer garment worn above the waistline |
| Failure to Wear Fluorescent Orange Clothing 02 O.C.G.A. § 27-3-40 (Accompanying a Hunter) Effective: 07/28/2008, Updated: 07/28/2008  did unlawfully accompany another person hunting deer during the firearms deer season without wearing a total of at least 500 square inches of daylight fluorescent orange material as an outer garment worn above the waistline |
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| 27-3-41 | **Unsupervised hunting by persons under 12 years of age** (Misdemeanor) Effective: 01/01/1990 |
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| 27-3-44 | **Killing Antlerless Deer** (Misdemeanor) Effective: 06/13/2006 |
| Killing Antlerless Deer O.C.G.A. § 27-3-44 Effective: 08/14/2008, Updated: 08/14/2008  did unlawfully kill a deer which did not have antlers visible above the hair |
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| 27-3-45 | **Failure to Record a Deer Harvest** (Misdemeanor) Effective: 03/30/2007 |
| 03 O.C.G.A. § 27-3-45(a) – (Transferring Information to License Card) Effective: 08/11/2008, Updated: 08/11/2008  having killed a deer pursuant to authorization by a license identification number and having recorded the [(date) (sex) (date and sex)] of the animal on a piece of paper bearing the license identification number, did fail to transfer such information to [(his)(her)] license card carrier upon receipt of such carrier |
| 04 O.C.G.A. § 27-3-45(a) – (Transporting Deer without Information Attached)  Effective: 08/11/2008, Updated: 08/11/2008  did transport a deer carcass which had been killed by (Insert Name of Person Who Killed Deer), did fail to have written information attached to the deer identifying [(the name and address of the hunter who killed the deer) (the date of the kill) (the county of the kill) (the name and address of the hunter who killed the deer, the date of the kill, and the county of the kill)] |
| Failure to Record a Deer Harvest 01 O.C.G.A. § 27-3-45(a) – (Recording Kill on License Card)  Effective: 08/11/2008, Updated: 08/11/2008  having killed a deer pursuant to authorization by a license identification number, did remove the carcass from the place of killing without having recorded the [(date) (sex) (date and sex)] of the animal on [(his)(her)] license card carrier with the appropriate big game license attached |
| Failure to Record a Deer Harvest 02 O.C.G.A. § 27-3-45(a) – (Recording Kill on Piece of Paper)  Effective: 08/11/2008, Updated: 08/11/2008  having killed a deer, did remove the carcass from the place of killing without having recorded the [(date) (sex) (date and sex)] of the animal on a piece of paper bearing [(his)(her)] license identification number |
| Failure to Record a Deer Harvest 05 O.C.G.A. § 27-3-45(b) – (Circumventing the Season Bag Limit)  Effective: 08/11/2008, Updated: 08/11/2008  did [(obtain) (possess) (use)] multiple sets of [(licenses) (license card carriers)] for the purpose of circumventing the season bag limit for deer |
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| 27-3-46 | **Failure to Affix Deer Tag** (Misdemeanor) Effective: 11/30/2007 |
| Failure to Affix Deer Tag O.C.G.A. § 27-3-46 Effective: 08/11/2008, Updated: 08/11/2008  being the [(owner) (operator)] of a [(private) (commercial)] [(cold storage) (processing plant)], did take possession of a [(whole) (intact) (field-dressed)] deer without first affixing to the carcass a deer tag bearing the hunter's name, the date, the county of the kill, and the sex of the animal |
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| 27-3-48 | **Hunting Deer At Night** (Misdemeanor) Effective: 01/01/1990 |
| Hunting Deer at Night O.C.G.A. § 27-3-48 – First Offense Effective: 07/12/2008, Updated: 07/12/2008  did hunt deer at night |
| Hunting Deer at Night O.C.G.A. § 27-3-48 – Subsequent Offense Effective: 07/12/2008, Updated: 07/12/2008  did hunt deer at night; and said accused, prior to committing the above-charged offense had been convicted of the following offenses of Hunting Deer: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence) and [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence), |
|  | |
| 27-3-49(b) | **Killing of Dog Running Deer** (Misdemeanor) Effective: 09/04/2007 |
| Killing of Dog Running Deer O.C.G.A. § 27-3-49 (b) Effective: 05/27/2008, Updated: 05/27/2008  did unlawfully kill a (Describe Dog Killed), a dog wearing a collar, which dog [(was) (had been)] [(pursuing) (killing)] a deer |
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| 27-3-63 | **Unlawful Trapping Practices** (Misdemeanor) Effective: 03/30/2007 |
| Unlawful Trapping Practices 01 O.C.G.A. § 27-3-63(a)(1) – (Trapping on Right of Way) Effective: 08/29/2008, Updated: 08/29/2008  did unlawfully trap wildlife, to wit: (Insert Name of Species), upon the right of way of (Insert Name of Roadway), a public [(road) (highway)] |
| Unlawful Trapping Practices 02 O.C.G.A. § 27-3-63(a)(2) – (Trapping on Land/Waters of Another – Out of Season) Effective: 08/29/2008, Updated: 08/29/2008  did unlawfully [(set) (place) (bait)] a trap for the purpose of taking wildlife, to wit: (Insert Name of Species), upon the [(land) (waters adjoining the land)] owned by (Insert Name of Landowner) located at (Insert Location), not during the open trapping season for said wildlife |
| Unlawful Trapping Practices 03 O.C.G.A. § 27-3-63(a)(2) – (Trapping on Land/Waters of Another – Without Written Consent) Effective: 08/29/2008, Updated: 08/29/2008  did unlawfully [(set) (place) (bait)] a trap for the purpose of taking wildlife, to wit: (Insert Name of Species), upon the [(land) (waters adjoining the land)] owned by (Insert Name of Landowner) located at (Insert Location) without obtaining the written consent said owner |
| Unlawful Trapping Practices 04 O.C.G.A. § 27-3-63(a)(2) – (Trapping on Land/Waters of Another – Without Possession of Written Consent) Effective: 08/29/2008, Updated: 08/29/2008  having obtained the written consent of the landowner, did unlawfully [(set) (place) (bait)] a trap for the purpose of taking wildlife, to wit: (Insert Name of Species), upon the [(land) (waters adjoining the land)] owned by (Insert Name of Landowner) located at (Insert Location) without carrying the written consent upon [(his) (her)] person while engaged in trapping |
| Unlawful Trapping Practices 05 O.C.G.A. § 27-3-63(a)(3) – (Not Checking Traps & Removing Wildlife) Effective: 08/29/2008, Updated: 08/29/2008  did unlawfully trap wildlife, to wit: (Insert Name of Species), at (Insert Location), without inspecting the traps used for such purpose during the 24 hour period commencing at (Insert Time and Date) and removing from the traps (Insert Name of Species Caught), wildlife caught therein |
| Unlawful Trapping Practices 06 O.C.G.A. § 27-3-63(a)(4) – (Trap not Bearing Trapper’s ID Number or Name) Effective: 08/29/2008, Updated: 11/20/2008  did unlawfully trap wildlife, to wit: (Insert Name of Species), at (Insert Location) by the use of a trap which was not legibly [(etched) (stamped) (tagged)] by affixing a stamped metal tag showing the owner's [(permanent trapper's identification number) (name)] |
| Unlawful Trapping Practices 07 O.C.G.A. § 27-3-63(a)(5) – (Shipping Fur W/O Making Report to DNR) Effective: 08/29/2008, Updated: 08/29/2008  did unlawfully [(ship) (remove) (cause to be removed) from the State, the [(raw) (undressed hide) (fur) (pelt) (skin)] of a (Insert Name Animal), a fur-bearing animal, without first making a report to the Department of Natural Resources of the removal |
| Unlawful Trapping Practices 08 O.C.G.A. § 27-3-63(a)(6) – (Carrying .22 caliber Weapon to Dispatch Animal Caught) Effective: 08/29/2008, Updated: 08/29/2008  while tending traps at (Insert Location), did unlawfully fail to carry a weapon of .22 caliber rimfire to use to dispatch any fur-bearing animal found in [(his) (her)] trap and which is to be taken by [(Him) (her)] |
| Unlawful Trapping Practices 09 O.C.G.A. § 27-3-63(a)(7) – (Failure to Carry a Choke Stick) Effective: 08/29/2008, Updated: 08/29/2008  while tending traps, did unlawfully fail to carry a choke stick or similar device to use to release domestic animals |
| Unlawful Trapping Practices 10 O.C.G.A. § 27-3-63(a)(8) – (Set on Land a Trap larger than 5 ¾ Inches) Effective: 08/29/2008, Updated: 08/29/2008  did unlawfully set on land at (Insert Location), a trap with a jaw opening larger than 5 ¾ inches |
| Unlawful Trapping Practices 11 O.C.G.A. § 27-3-63(a)(9) – (Sale of Fur/Hide of Domestic Animal) Effective: 08/29/2008, Updated: 08/29/2008  did unlawfully sell to (Insert Name) the [(fur) (hide) (pelt)] of a [(domestic dog) (cat)] caught by [(his) (her)] trap |
| Unlawful Trapping Practices 12 O.C.G.A. § 27-3-63(a)(10) – (Sale of Fur/Hide w/o License) Effective: 08/29/2008, Updated: 08/29/2008  did unlawfully sell to (Insert Name) the [(fur) (hide) (pelt)] of a (Insert Name of Species), a fur-bearing animal, without having obtained a valid [(commercial trapping) (fur dealer)] license |
| Unlawful Trapping Practices 13 O.C.G.A. § 27-3-63(a)(11) – (Set body-gripping Trap Larger than 9 ½ inches) Effective: 08/29/2008, Updated: 08/29/2008  did unlawfully set a body-gripping trap of a size in excess of 9 ½ inches at (Insert Location), in violation of code section 27-3-63 (a) (11 |
|  | |
| 27-3-73 | **Unlawful Disposal of Carcasses of Fur Bearing Animals** (Misdemeanor) Effective: 04/28/2011 |
|  | |
| 27-4-2 | **Fishing Without Permission** (Misdemeanor) Effective: 12/08/2006 |
| Fishing Without Permission O.C.G.A. § 27-4-2 Effective: 05/22/2008, Updated: 05/22/2008  did unlawfully fish [(in the waters) (upon the lands)] of (Insert Name of Land owner) without first having obtained permission to do so from the [(landowner) (person in charge)] of such lands |
|  | |
| 27-4-2 | **Interference with Fishing Rights** (Misdemeanor) Effective: 05/22/2008 |
| Interference with Fishing Rights O.C.G.A. § 27-4-2 Effective: 05/22/2008, Updated: 11/20/2008  did unlawfully [(obstruct) (interfere with)] the right of (Name of Person) to fish [(in) (from)] (Insert Location), [(a (salt-water creek)(stream)(estuary) leading from the Atlantic Ocean) (a (sound)(river)(bay) surrounding (Insert Name of Island))] |
|  | |
| 27-4-7 | **Illegal Sale, Purchase, or Transportation of Game Fish** (Misdemeanor) Effective: 01/01/1990 |
|  | |
| 27-4-8 | **Unlawful Fishing** (Misdemeanor) Effective: 10/16/2007 |
| Unlawful Fishing 01 O.C.G.A. § 27-4-8 – (Firearm/Battery/Generator) Effective: 08/14/2008, Updated: 11/20/2008  did unlawfully use [(a firearm) (a battery) (a generator)(a (Identify Other Similar Device))], to wit: (Identify Object Used), for the purpose of [(catching) (killing) (taking) (harming)] fish |
| Unlawful Fishing 02 O.C.G.A. § 27-4-8 – (Dynamite/Explosives) Effective: 08/14/2008, Updated: 08/14/2008  did unlawfully use [(dynamite) (explosives) (destructive substances)], to wit: (Identify Object Used), for the purpose of [(catching) (killing) (taking) (harming)] fish |
| Unlawful Fishing 03 O.C.G.A. § 27-4-8 – (Destructive Substances) Effective: 08/14/2008, Updated: 11/20/2008  did unlawfully use destructive substances, to wit: [(poisons) (walnut hulls) (lime) ((Identify Other Such Substance Used))], for the purpose of [(catching) (killing) (taking) (harming)] fish |
|  | |
| 27-4-10 | **Violation of Creel and Possession Limits** (Misdemeanor) Effective: 04/05/2012 |
|  | |
| 27-4-11.1 | **Violation of Public Fishing Area Restrictions** (Misdemeanor) Effective: 12/20/2007 |
| 01 § 27-4-11.1(a)(1) – (Possession of Firearm During Closed Hunting Season) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully possess (Insert Description of Firearm), a firearm, during closed hunting season for said area, said firearm having been [(loaded) (readily accessible)] |
| 02 § 27-4-11.1(a)(2) – (Possession of Firearm in a Motor Vehicle During Legal Open Hunting Season) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully possess a loaded (Insert Description of Firearm), a firearm, in a (Insert Description of Motor Vehicle), a motor vehicle, during legal open hunting season for said area |
| 03 § 27-4-11.1(a)(3) – (Under the Influence of Intoxicating Liquors/Beers/Wines) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, was unlawfully under the influence of (Insert Name of Intoxicating Substance), an intoxicating [(liquor) (beer) (wine)] |
| 04 § 27-4-11.1(b) – (Fishing in Pond/Lake-Posted “Closed”) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully fish in a [(pond) (lake)] thereon which had been posted closed by said department |
| 05 § 27-4-11.1(b) – (Possession of Prohibited Species) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully [(take) (Possess) a (Insert Description of Prohibited Species) from a [(pond) (lake)] thereon which had been posted by said department with a sign that said species may not be taken |
| 06 § 27-4-11.1(b) – (Possession of Prohibited Species Size) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully [(take) (Possess) a (Insert Description of Size of Species) (Insert Description of Species) from a [(pond) (lake)] thereon which had been posted by said department with a sign that said size of said species may not be taken |
| 08 § 27-4-11.1(c) – (Possession of More Than Daily Limit) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully [(take) (Possess) (Insert Number of Species Taken/Possessed) (Insert Description of Species) caught from a [(pond) (lake)] thereon which exceed (Insert Number of Species Permitted), the number permitted by the Board of Natural Resources to be [(taken in one day) (possessed at any one time)] |
| 10 § 27-4-11.1(e) – (Operating Vehicle on a Road posted “Closed”) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully drive a (Describe Vehicle), a vehicle, on a road in said area which had been posted closed to vehicular access |
| 11 § 27-4-11.1(e) – (Driving Around Closed Gate/Cable) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully drive a (Describe Vehicle), a vehicle, around a closed [(gate) (cable)] blocking a road in said area |
| 13 § 27-4-11.1(e) – (Improper Parking in Public Fishing Area) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully park a (Describe Vehicle), a vehicle, at (Describe Location Parked) within said area where signs had been placed at the direction of (Insert Name of Person Directing Sign Placement), [(the commissioner of Natural Resources) (the designee of the commissioner of Natural Resources)] prohibiting parking |
| 14 § 27-4-11.1(e) – (Improper Parking in Right of way of Highway traversing Public Fishing Area) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully park a (Describe Vehicle), a vehicle, at (Describe Location Parked), the right of way of a [(county) (state) (federal)] highway which traverses said area, where signs had been placed at the direction of (Insert Name of Person Directing Sign Placement), [(the commissioner of Natural Resources) (the designee of the commissioner of Natural Resources)] prohibiting parking |
| 16 § 27-4-11.1(g) – (Person under age 14 - Entering Area without Adult Supervision) Effective: 08/27/2008, Updated: 08/27/2008  being under 14 years of age, did unlawfully [(enter) (remain)] upon (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, without being under adult supervision |
| 17 § 27-4-11.1(g) – (Permitting Person under age 14 to Enter Area without Adult Supervision) Effective: 08/27/2008, Updated: 08/27/2008  did unlawfully [(cause) (knowingly)] permit (Insert Name of Underage Person), [(his) (her) ward who is under 14 years of age, to [(enter) (remain)] upon (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, without being under adult supervision |
| 18 § 27-4-11.1(g) – (Refusal to Permit Counting/Weighing/Measuring Catch Effective: 08/27/2008, Updated: 08/27/2008  having fished at (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully refuse to allow (Insert Name of DNR Agent), an employee of the Department of Natural Resources, to [(count) (measure) (weigh)] [(his) (her)] catch |
| Violation of Public Fishing Area Restrictions 07 § 27-4-11.1(b) – (Exceeding Creel Limit) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully exceed the creel limit of (Insert Description of Species) [(taken) (Possessed) from a [(pond) (lake)] thereon which had been posted by said department with a sign that specified the creel limit of (Insert Number Posted as Permitted in Creel) for said species by [(taking) (possessing)] (Insert Number Possessed/Taken) |
| Violation of Public Fishing Area Restrictions 09 § 27-4-11.1(d) – (Violating Use Restrictions) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully [(fish) (be present)] on said area in violation of (Insert Description of Rule/Regulation), a [(rule) (regulation)] established by the Board of Natural Resources by (Describe Manner of Violation) |
| Violation of Public Fishing Area Restrictions 12 § 27-4-11.1(e) – (Driving on Unimproved Road) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully drive a (Describe Vehicle), a vehicle, on a road in said area not receiving maintenance for the purpose of vehicular access |
| Violation of Public Fishing Area Restrictions 15 § 27-4-11.1(f) – (Camping in Unauthorized Area) Effective: 08/27/2008, Updated: 08/27/2008  while on (Insert Identity of Public Fishing Area), a public fishing area [(owned) (operated)] by the Department of Natural Resources, did unlawfully camp at (Describe Location), an area not designated by appropriate signs as a camping area |
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| 27-4-195 | **Taking Oysters From a Closed Area** (Misdemeanor) Effective: 01/01/1990 |
| 27-4-195 (a) Effective: 01/01/1990, Updated: 08/06/2013  did unlawfully take shellfish from salt water within the state of Georgia at (a time – specify time) (a place – specify location) not established by the commissioner |
| 27-4-195 (b) Effective: 01/01/1990, Updated: 08/06/2013  did unlawfully give permission to take shellfish from (location), an area not opened pursuant to Code Section 27-4-195 |
| 27-4-195 (b) Effective: 01/01/1990, Updated: 08/06/2013  did unlawfully give permission to harvest shellfish from (location), an area for which said accused did not have harvest rights |
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| 27-4-200 | **False Documents related to commercial shellfish** (Misdemeanor) Effective: 04/28/2011 |
|  | |
| 27-5-12 | **Shooting Farm Deer for Sport** (Misdemeanor) Effective: 09/27/2011 |
|  | |
| 27-5-2.1 | **Prohibited Possession of Cervid Carcass** (Misdemeanor) Effective: 10/21/2009 |
|  | |
| 28-1-8 | **False Expense Voucher by Member of the General Assembly** (Misdemeanor) Effective: 06/20/2011 |
|  | |
| 3-3-8 | **Possession of Unlawful Quantities of Non-tax Paid Alcohol** (Misdemeanor) Effective: 10/21/2009 |
|  | |
| 30-4-4 | **Interference with the Rights of Disabled Person** (Misdemeanor) Effective: 07/18/2007 |
| Interference with the Rights of Disabled Person 01 O.C.G.A. § 30-4-4 – (Interference with Rights of Admittance to Facilities) Effective: 07/18/2007, Updated: 02/13/2009  did (deny) (interfere with) the [(admittance to) (enjoyment of)] (Insert Description of Facility), a facility enumerated in Chapter 4 of Title 30 of the Official Code of Georgia, by (Insert Name of Person), a [(totally blind person) (partially blind person) (physically disabled person) (deaf person) (a person engaged in the <training> <raising> of a <guide dog> <service dog> as provided by Chapter 4 of Title 30 of the Official Code of Georgia)] |
| Interference with the Rights of Disabled Person 02 O.C.G.A. § 30-4-4 – (Interference with Rights of Disabled) Effective: 07/18/2007, Updated: 02/13/2009  did unlawfully interfere with the rights of (Insert Name of Person), a [(totally blind person) (partially blind person) (physically disabled person) (deaf person) (a person engaged in the <training> <raising> of a <guide dog> <service dog> as provided by Chapter 4 of Title 30 of the Official Code of Georgia)], by (Insert Description of Interference) |
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| 30-5-8(b)(1) | **Failure to Report Disabled Adult Abuse** (Misdemeanor) Effective: 01/10/2009 |
| Failure to Report Disabled Adult Abuse O.C.G.A. § 30-5-8 (b) (1) – (Infliction of physical or Mental Abuse) Effective: 01/10/2009, Updated: 01/10/2009  being required by paragraph 1 of subsection (a) of Code Section 30-5-4 of the Official Code of Georgia to report a case of Disabled Adult abuse, and having reasonable cause to believe that (Insert Name of Disabled Adult), a disabled adult who is [(18 years) (more than 18 years)] of age who is not a resident of a long-term care facility as defined in Article 4 of Chapter 8 of Title 31 of the Official Code of Georgia, but is [(mentally) (physically)] incapacitated, by the [(illegal) (improper)] use of (Insert Description of Resources Involved), has been the victim of [(abuse) (neglect) (exploitation)], to wit: (Insert Description of Reasonable Cause), did knowingly and willfully fail to make a report regarding said abuse |
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| 31-10-31 | **Violation of Vital Records Registration** (Misdemeanor) Effective: 04/28/2011 |
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| 31-12-11(e) | **Unlawful Operation of a Bathouse** (Misdemeanor) Effective: 10/21/2009 |
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| 31-19-5 | **Inoculation of canines and felines against rabies** (Misdemeanor) Effective: 01/14/2010 |
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| 31-40-2 | **Operation of a tattoo studio without a valid permit** (Misdemeanor) Effective: 09/23/2010 |
|  | |
| 31-7-12.1 | **Unlicensed personal care home** (Misdemeanor) Effective: 05/17/2013 |
|  | |
| 32-1-8 | **Unlawful Authorization Regarding a Private Road** (Misdemeanor) Effective: 04/26/2006 |
| PENALTY NOTE: O.C.G.A. § 32-1-10 Effective: 09/04/2008, Updated: 09/04/2008  § 32-1-10. Penalty (a) Any person who violates any of the provisions of this title for which no specific penalty is provided, whether or not such act or omission is expressly declared elsewhere in this title to be unlawful, or who violates any of the rules and regulations issued under authority of and in accord with the provisions of this title shall be guilty of a misdemeanor. |
| Unlawful Authorization Regarding a Private Road O.C.G.A. § 32-1-8 Effective: 09/04/2008, Updated: 11/20/2008  being an [(official) (officer) (employee)] of [(the Department of Transportation) (The State Road and Tollway Authority) (the Georgia Highway Authority) ((INSERT NAME OF SIMILAR AUTHORITY)) ((INSERT NAME OF COUNTY)) ((INSERT NAME OF MUNICIPALITY))], did unlawfully authorize the ((construction) (maintenance)] of (Insert Identity of Private Road), a private road |
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| 32-6-1 | **Obstructing, encroaching on, or injuring public roads** (Misdemeanor) Effective: 02/02/2010 |
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| 32-6-24 | **Overlength Vehicle** (Misdemeanor) Effective: 03/23/2011 |
|  | |
| 32-9-4 (b) | **Unlawful Use of Designated Travel Lane** (Misdemeanor) Effective: 07/18/2008 |
| Unlawful Use of Designated Travel Lanes O.C.G.A. § 32-9-4 (b) Effective: 02/20/2009, Updated: 02/20/2009  did unlawfully drive a vehicle not authorized to be operated in a lane designated and signed for exclusive use by (Insert Description of Exclusive Use), on (Insert Name of Roadway) |
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| 32-6-52(c) | **Unlawful Display of Nudity or Sexual Conduct on Outside Advertising** (Misdemeanor) Effective: 10/21/2009 |
|  | |
| 33-6-4 | **False Representations as to Insurance Policy** (Misdemeanor) Effective: 01/19/2009 |
| False Representations as to Insurance Policy O. C. G. A. § 33-6-4 (c) Effective: 03/25/2009, Updated: 03/25/2009  did unlawfully make representations that (Insert Representations Made) as to (Insert Description of Policy), an insurance policy, said representations being unlawful, false representations in violation of Code Section 33-6-4 of the Official Code of Georgia in that (Insert Description of False Nature of Representations) as prohibited by (Insert Portion of Code Section Violated) |
|  | |
| 33-1-7 | **Issuance of Policy in Violation of Title 33** (Misdemeanor) Effective: 01/01/1990 |
| Issuance of Policy in Violation of Title 33  Effective: 07/18/2007, Updated: 01/30/2009  being an [(officer) (agent)] of (Insert Name of Insurance Company), an insurer, did unlawfully [(issue) (deliver)] to (Insert Name of Person), a person in the State of Georgia, a policy of insurance which was in violation of Title 33 of the Official Code of Georgia by (Insert Specific Provision Violated and Describe how Violated) |
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| 33-1-8 | **Making of False Statement on Insurance Company Report** (Misdemeanor) Effective: 01/01/1990 |
| Making of False Statement on Insurance Company Report O.C.G.A. § 33-1-8  Effective: 07/18/2007, Updated: 01/18/2009  being a [(director) (officer) (agent) (employee)] of (Insert Name of Insurance Company), an insurance company, did willfully and knowingly [(subscribe) (make) (concur in making)] an (annual) (<Insert Description of Other Applicable Statement Required by law>, a statement required by law)] containing a material statement which is false |
|  | |
| 33-23-4 | **Selling Insurance without a License** (Misdemeanor) Effective: 05/09/2011 |
|  | |
| 33-23-35 | **Failure to Account for Insurance Premiums** (Misdemeanor) Effective: 11/11/2009 |
|  | |
| 33-23-43(c)(4) | **Unlawful Offer to Pay Insurance Deductible** (Misdemeanor) Effective: 11/15/2011 |
|  | |
| 33-24-53 | **Prohibited Compensation for Referrals or Recommendations to Attorneys** (Misdemeanor) Effective: 02/04/2010 |
|  | |
| 34-8-256 | **Violation of Georgia Employment Security Law** (Misdemeanor) Effective: 07/22/2008 |
| Violation of Georgia Employment Security Law 01 § 34-8-256 (a) – application for benefit/increase Effective: 07/22/2008, Updated: 11/20/2008  did knowingly [(make a false representation) (fail to disclose a material fact), to wit: (Insert description of false representation/material fact), for the purpose of [(obtaining) (increasing)] a [(benefit) (payment)] under the provisions of [(O.C.G.A. 34-8-1, et. seq., the Georgia Employment Security Law) ((Insert Code Section of Other State/Government), an employment insurance act of (Insert name of State/Government)) for [(himself)(herself) (Insert name of other person)] |
| Violation of Georgia Employment Security Law 02 § 34-8-256 (b) – Employing Unit – Prevent Payments Effective: 07/22/2008, Updated: 07/22/2008  being an employing unit did knowingly [(make a false statement) (make a false representation), to wit: (Insert description of false statement/representation), in order to [(avoid) (reduce)] the payment of benefits to [Insert Name of Entitled Recipient], an individual entitled to benefits |
| Violation of Georgia Employment Security Law 03 § 34-8-256 (b) – Employing Unit – Avoid Becoming Subject to Chapter Effective: 07/22/2008, Updated: 07/22/2008  being an employing unit did knowingly [(make a false statement) (make a false representation), to wit: (Insert description of false statement/representation), in order to avoid [(becoming) (remaining)] subject to Chapter 8 of the Georgia Employment Security Law for the payment of benefits to [Insert Name of Entitled Recipient], an individual entitled to benefits |
| Violation of Georgia Employment Security Law 04 § 34-8-256 (b) – Employing Unit – Avoid Contribution Effective: 07/22/2008, Updated: 07/22/2008  being an employing unit did knowingly [(make a false statement) (make a false representation), to wit: (Insert description of false statement/representation), in order to [(prevent) (reduce)] the required [(contribution) (payment)] of benefits to [Insert Name of Entitled Recipient], an individual entitled to benefits |
| Violation of Georgia Employment Security Law 05 § 34-8-256 (b) – Employing Unit – Refusal to Make Payments Effective: 07/22/2008, Updated: 07/22/2008  being an employing unit did willfully [(fail) (refuse)] to make [(contributions) (payments)] of benefits required to [Insert Name of Entitled Recipient], an individual entitled to benefits |
| Violation of Georgia Employment Security Law 06 § 34-8-256 (b) – Employing Unit – Refusal to Furnish Reports Effective: 07/22/2008, Updated: 07/22/2008  being an employing unit did willfully [(fail) (refuse)] to furnish reports, to wit: [Insert Reports Not Furnished] required by Chapter 8 of the Georgia Employment Security Law |
| Violation of Georgia Employment Security Law 07 § 34-8-256 (b) – Employing Unit – Refusal to Permit Inspection of Records Effective: 07/22/2008, Updated: 07/22/2008  being an employing unit did willfully [(fail) (refuse)] to permit the [(inspection) (copying)] of records, to wit: [Insert Description of Records] as required by Chapter 8 of the Georgia Employment Security Law |
| Violation of Georgia Employment Security Law 08 § 34-8-256 (b) – Agent of Employing Unit – Prevent Payments Effective: 07/22/2008, Updated: 07/22/2008  being an agent of (Insert Name of Employing Unit), an employing unit, did knowingly [(make a false statement) (make a false representation), to wit: (Insert description of false statement/representation), in order to [(avoid) (reduce)] the payment of benefits to [Insert Name of Entitled Recipient], an individual entitled to benefits |
| Violation of Georgia Employment Security Law 09 § 34-8-256 (b) – Agent of Employing Unit – Avoid Becoming Subject to Chapter Effective: 07/22/2008, Updated: 07/22/2008  being an agent of (Insert Name of Employing Unit), an employing unit, did knowingly [(make a false statement) (make a false representation), to wit: (Insert description of false statement/representation), in order to avoid [(becoming) (remaining)] subject to Chapter 8 of the Georgia Employment Security Law for the payment of benefits to [Insert Name of Entitled Recipient], an individual entitled to benefits |
| Violation of Georgia Employment Security Law 10 § 34-8-256 (b) – Agent of Employing Unit – Avoid Contribution Effective: 07/22/2008, Updated: 07/22/2008  being an agent of (Insert Name of Employing Unit), an employing unit, did knowingly [(make a false statement) (make a false representation), to wit: (Insert description of false statement/representation), in order to [(prevent) (reduce)] the required [(contribution) (payment)] of benefits to [Insert Name of Entitled Recipient], an individual entitled to benefits |
| Violation of Georgia Employment Security Law 11 § 34-8-256 (b) – Agent of Employing Unit – Refusal to Make Payments Effective: 07/22/2008, Updated: 07/22/2008  being an agent of (Insert Name of Employing Unit), an employing unit, did willfully [(fail) (refuse)] to make [(contributions) (payments)] of benefits required to [Insert Name of Entitled Recipient], an individual entitled to benefits |
| Violation of Georgia Employment Security Law 12 § 34-8-256 (b) – Agent of Employing Unit – Refusal to Furnish Reports Effective: 07/22/2008, Updated: 07/22/2008  being an agent of (Insert Name of Employing Unit), an employing unit, did willfully [(fail) (refuse)] to furnish reports, to wit: [Insert Reports Not Furnished] required by Chapter 8 of the Georgia Employment Security Law |
| Violation of Georgia Employment Security Law 13 § 34-8-256 (b) – Agent of Employing Unit – Refusal to Permit Inspection of Records Effective: 07/22/2008, Updated: 07/22/2008  being an agent of (Insert Name of Employing Unit), an employing unit, did willfully [(fail) (refuse)] to permit the [(inspection) (copying)] of records, to wit: [Insert Description of Records] as required by Chapter 8 of the Georgia Employment Security Law |
| Violation of Georgia Employment Security Law 14 § 34-8-256 (b) – Other Person – Prevent Payments Effective: 07/22/2008, Updated: 07/22/2008  did knowingly [(make a false statement) (make a false representation), to wit: (Insert description of false statement/representation), in order to [(avoid) (reduce)] the payment of benefits to [Insert Name of Entitled Recipient], an individual entitled to benefits |
| Violation of Georgia Employment Security Law 15 § 34-8-256 (b) – Other Person – Avoid Becoming Subject to Chapter Effective: 07/22/2008, Updated: 07/22/2008  did knowingly [(make a false statement) (make a false representation), to wit: (Insert description of false statement/representation), in order to avoid [(becoming) (remaining)] subject to Chapter 8 of the Georgia Employment Security Law for the payment of benefits to [Insert Name of Entitled Recipient], an individual entitled to benefits |
| Violation of Georgia Employment Security Law 16 § 34-8-256 (b) – Other Person – Avoid Contribution Effective: 07/22/2008, Updated: 07/22/2008  did knowingly [(make a false statement) (make a false representation), to wit: (Insert description of false statement/representation), in order to [(prevent) (reduce)] the required [(contribution) (payment)] of benefits to [Insert Name of Entitled Recipient], an individual entitled to benefits |
| Violation of Georgia Employment Security Law 17 § 34-8-256 (b) – Other Person – Refusal to Make Payments Effective: 07/22/2008, Updated: 07/22/2008  did willfully [(fail) (refuse)] to make [(contributions) (payments)] of benefits required to [Insert Name of Entitled Recipient], an individual entitled to benefits |
| Violation of Georgia Employment Security Law 18 § 34-8-256 (b) – Other Person – Refusal to Furnish Reports Effective: 07/22/2008, Updated: 07/22/2008  did willfully [(fail) (refuse)] to furnish reports, to wit: [Insert Reports Not Furnished] required by Chapter 8 of the Georgia Employment Security Law |
| Violation of Georgia Employment Security Law 19 § 34-8-256 (b) – Other Person – Refusal to Permit Inspection of Records Effective: 07/22/2008, Updated: 07/22/2008  did willfully [(fail) (refuse)] to permit the [(inspection) (copying)] of records, to wit: [Insert Description of Records] as required by Chapter 8 of the Georgia Employment Security Law |
|  | |
| 34-9-19 | **Making False Statement to Deny Worker's Compensation Benefits** (Misdemeanor) Effective: 07/12/2008 |
| Making False Statement to Deny Worker’s Compensation Benefits, 02 O.C.G.A. § 34-9-19  Effective: 07/12/2008, Updated: 11/20/2008  did willfully make a [(false) (misleading)] [(statement) (representation)] for the purpose of denying a Worker's Compensation [(benefit) (payment)] to (Insert Name of Individual requesting benefits) by (Insert description of statement and falsity thereof) |
|  | |
| 34-9-19 | **Making False Statement to Obtain Worker's Compensation Benefits** (Misdemeanor) Effective: 01/01/1990 |
| Making False Statement to Obtain Worker’s Compensation Benefits, 01 O.C.G.A. § 34-9-19  Effective: 07/12/2008, Updated: 11/20/2008  did willfully make a [(false) (misleading)] [(statement) (representation)] for the purpose of obtaining a Worker's Compensation [(benefit) (payment)] from (Insert identity of entity from whom benefits were claimed) by (Insert description of statement and falsity thereof) |
|  | |
| 34-9-21 | **Fraud to Obtain Worker's Compensation Benefits** (Misdemeanor) Effective: 09/21/2006 |
| Fraud to Obtain Worker’s Compensation Benefits, O.C.G.A. § 34-9-21 Effective: 07/12/2008, Updated: 07/12/2008  being an employee of (Name of Employer), did unlawfully, with intent to defraud, [(receive) (retain)] income benefits in the amount of (Insert amount) to which [(he) (she)] was not entitled (Insert description of fraudulent manner in which benefits were obtained) |
|  | |
| 34-9-126 | **Failure to File Evidence of Compliance with Insurance Requirements** (Misdemeanor) Effective: 08/10/2009 |
|  | |
| 35-3-164(a) | **Unauthorized Use of DNA Data Bank** (Misdemeanor) Effective: 07/01/2013 |
|  | |
| 35-3-38(b) | **Unlawful Acts Regarding Criminal History Record Information** (Misdemeanor) Effective: 12/07/2007 |
| 02 O.C.G.A. § 35-3-38(b) – (Negligent Communication of Record) Effective: 09/03/2008, Updated: 09/03/2008  did [(communicate) (attempt to communicate)] criminal history record information of (Insert Name of Person whose Record was Communicated) to (Insert Name of Agency/Person) in a negligent manner not in accordance with article 2 of chapter 3 of Title 35 of the Official Code of Georgia, to wit: (Describe Manner of Violation) |
|  | |
| 35-3-38(d) | **Unauthorized Disclosure of GCIC Security Methods** (Misdemeanor) Effective: 12/07/2007 |
| Unauthorized Disclosure of GCIC Security Methods O.C.G.A. § 35-3-38(d) – (Misdemeanor) Effective: 09/03/2008, Updated: 09/03/2008  did [(disclose) (attempt to disclose)] the [(techniques) (methods)] employed to ensure the security and privacy of [(information) (data)] contained in criminal justice information systems in a manner not permitted by article 2 of chapter 3 of Title 35 of the Official Code of Georgia, to wit: (Describe Manner of Violation) |
|  | |
| 36-9-11 | **Damaging a County Building or its Appurtenances or Furniture** (Misdemeanor) Effective: 03/07/2012 |
|  | |
| 36-60-26 | **Unlawful Issuance of a Backdated Document** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 36-67A-2 | **Failure of Official to Disclose Financial Interest** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 36-67A-3 | **Failure to Disclose Campaign Contributions to Official** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 38-2-304(a) | **Violation of Duty to Retire From Assemblage** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 4-8-42 | **Failure to Control a Vicious Dog** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 4-11-10 | **Unlawful Acts by Persons at Licensed Animal Facility** (Misdemeanor) Effective: 11/15/2009 |
|  | |
| 4-11-32 | **Violation of the Georgia Farm Animal,Crop and Research Facilities Protection Act** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 4-4-6(a) | **Introducing a Foreign Animal Disease in State** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 4-4-6(b)(5) | **Failure to Report an Animal Disease** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 4-4-81 | **Unlawful Transfer of Diseased Poultry** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 4-4-82 | **Operating a Poultry Market Without a License** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 4-4-95.1(f) | **Removal of Official Identification Mark on a Cow** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 4-6-10 | **Violation of OCGA 4-6-10** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 4-6-2 | **Transfer of Infected Livestock** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 4-6-5 | **Failure to Maintain Livestock Records** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 4-6-52 | **Holding a Special Sale Without a Permit** (Misdemeanor) Effective: 11/15/2009 |
|  | |
| 40-1-3 | **Permitting Unlawful Operation of Vehicle** (Misdemeanor) Effective: 01/01/1990 |
| Permitting Unlawful Operation of Vehicle 01 § 40-1-3 (Owner of Vehicle) Effective: 05/20/2008, Updated: 05/20/2008  being the owner of a (Insert description of Vehicle) did [(require) (permit)] (Name of Driver ), the driver of said vehicle, to operate said vehicle upon (Name of Highway), a highway, while (describe manner contrary to law) |
| Permitting Unlawful Operation of Vehicle 02 § 40-1-3 (Employer/ Person Directing) Effective: 05/20/2008, Updated: 05/20/2008  being [(the employer of ) (a person directing)] (Name of Driver ) did [(require) (permit)] (Name of Driver ), the driver of a (Insert description of Vehicle) to operate said vehicle upon (Name of Highway), a highway, while (describe manner contrary to law) |
|  | |
| 40-1-4 | **Decals with Profane or Lewd Words** (Misdemeanor) Effective: 01/01/1990 |
| Decals with Profane or Lewd Words O.C.G.A. § 40-1-4 Effective: 07/16/2007, Updated: 01/30/2009  being the [(owner) (operator) (user)] of (Insert Description of Motor Vehicle), a motor vehicle, did knowingly [(affix) (attach)] to said motor vehicle [(a sticker) (a decal) (an emblem) (Insert Description of Other Applicable Device)] containing [(profane) (lewd)] words describing [(sexual acts) (excretory functions) (parts of the human body)], to-wit: (Insert Description of Decal) |
|  | |
| 40-1-8(b) | **Failure to Comply with Statutory Requirements for Commercial Vehicles** (Misdemeanor) Effective: 07/19/2012 |
|  | |
| 40-1-23(b) | **Failure to Comply with Statutory Requirements for Transporting Hazardous Materials** (Misdemeanor) Effective: 07/19/2012 |
|  | |
| 40-1-23(e) | **Transporting Hazardous Materials Without a Permit** (Misdemeanor) Effective: 07/19/2012 |
|  | |
| 40-1-23(f) | **Failure to Carry Hazardous Materials Permit** (Misdemeanor) Effective: 07/19/2012 |
|  | |
| 40-1-23(u) | **Transporting Hazardous Materials in Violation of an Out of Service Order** (Misdemeanor) Effective: 07/19/2012 |
|  | |
| 40-2-4 | **Manufacture of Plates And Decals Prohibited** (Misdemeanor) Effective: 01/01/1990 |
| Manufacture of Plates and Decals Prohibited O.C.G.A. § 40-2-4 Effective: 07/16/2007, Updated: 01/23/2009  did unlawfully [(make) (sell) (issue)] (Insert Description of License Plate or Decal), a [(license plate) (revalidation decal)] |
| PENALTY PROVISIONS: Effective: 01/23/2009, Updated: 01/23/2009  § 40-2-2. Violations of chapter generally; penalties Except as otherwise provided in this chapter, any person who violates any provision of this chapter shall be guilty of a misdemeanor. |
|  | |
| 40-2-5 | **Use of License Plate to Conceal Identity** (Misdemeanor) Effective: 01/01/1990 |
| Use of License Plate to Conceal Identity 01 O.C.G.A. § 40-2-5 (a) (1) – (Transfer License Plate from Vehicle for which Issued) Effective: 07/16/2007, Updated: 11/11/2008  did unlawfully [(remove) (transfer)] a license plate from (Describe Vehicle from Which Removed), the motor vehicle for which such license plate was issued, to (Describe Vehicle to Which Transferred) |
| Use of License Plate to Conceal Identity 02 O.C.G.A. § 40-2-5 (a) (2) – (Transfer License Plate For Use of Vehicle of Another) Effective: 07/16/2007, Updated: 11/11/2008  did unlawfully [(sell) (transfer) (dispose of)] a license plate [(upon) (for use on)] (Describe Vehicle Upon Which Used), a motor vehicle other than the vehicle for which such license plate was issued |
| Use of License Plate to Conceal Identity 03 O.C.G.A. § 40-2-5 (a) (3) – (Obtained License Plate to be Used on Vehicle of Defendant) Effective: 07/16/2007, Updated: 11/11/2008  did unlawfully [(buy) (receive) (use) (possess for use)] a license plate on (Describe Vehicle Upon which Used), a motor vehicle for which said license plate was not issued for use |
| Use of License Plate to Conceal Identity 04 O.C.G.A. § 40-2-5 (a) (4) – (Operated Vehicle Bearing Improperly Transferred License Plate) Effective: 07/16/2007, Updated: 11/11/2008  did unlawfully operate (Insert Description of Vehicle Operated), a motor vehicle bearing a license plate which had been improperly [(removed)(transferred)] from another vehicle |
|  | |
| 40-2-6 | **Altered License Plate** (Misdemeanor) Effective: 01/01/1990 |
| Altered License Plate 01 O.C.G.A. § 40-2-6 Effective: 07/16/2007, Updated: 11/20/2008  did willfully [(mutilate) (obliterate) (deface) (alter) (change) (conceal)] [(a numeral) (a letter) (a character) (the county designation) ((Enter Description of “other marking”))] of a license plate issued under the motor vehicle registration laws of the State of Georgia |
| Altered License Plate 02 O.C.G.A. § 40-2-6 Effective: 07/16/2007, Updated: 11/20/2008  did knowingly operate a vehicle bearing a license plate on which [(a numeral) (a letter) (a character) (the county designation) ((Enter Description of “other marking”))] had been willfully [(mutilated) (obliterated) (defaced) (altered) (changed) (concealed)] |
|  | |
| 40-2-6 | **Operating Vehicle Bearing Improper License Plate** (Misdemeanor) Effective: 11/10/2008 |
| Operating Vehicle Bearing Improper License Plate O.C.G.A. § 40-2-6 Effective: 11/10/2008, Updated: 11/10/2008  did knowingly operate (Insert Description of Vehicle), a vehicle, bearing a license plate issued for another vehicle which had not been properly transferred to said vehicle |
|  | |
| 40-2-6.1 | **Obscuring License Plate in Order to Impede Surveillance Equipment** (Misdemeanor) Effective: 01/26/2012 |
|  | |
| 40-2-7 | **Affixing of Plate to Conceal or Misrepresent Identity** (Misdemeanor) Effective: 11/10/2008 |
| Affixing of Plate to Conceal or Misrepresent Identity O.C.G.A. § 40-2-7 – (Removal of Tag) Effective: 11/10/2008, Updated: 11/20/2008  did unlawfully affix to a vehicle, to wit: (Insert Description of Vehicle), a license plate not authorized by law to be used on said vehicle, with intent to [(conceal) (misrepresent)] the [(identity of the vehicle) (the vehicle's owner)] |
|  | |
| 40-2-7 | **Removal of Plate to Conceal or Misrepresent Identity** (Misdemeanor) Effective: 01/01/1990 |
| Removal of Plate to Conceal or Misrepresent Identity O.C.G.A. § 40-2-7 – (Removal of Tag) Effective: 07/16/2007, Updated: 11/20/2008  did unlawfully remove the license plate from (Insert Description of Vehicle), a vehicle, with intent to [(conceal) (misrepresent)] the [(identity of the vehicle) (the vehicle's owner)] |
|  | |
| 40-2-8 | **Expired Tag** (Misdemeanor) Effective: 01/01/1990 |
| Expired Tag O.C.G.A. § 40-2-8 (b) (2) (A) Effective: 04/28/2008, Updated: 07/12/2008  did unlawfully operate a (Insert description of vehicle), a [(motor vehicle) (tractor) (motorcycle) (trailer)] required to be registered in this state, on (Insert highway/street location), a public [(highway) (street)] which had attached to the rear thereof a valid numbered license plate without having the required revalidation decal affixed upon that plate |
|  | |
| 40-2-8 | **No Tag** (Misdemeanor) Effective: 09/28/2006 |
| No Tag O.C.G.A. § 40-2-8 (b) (2) (A) Effective: 02/22/2008, Updated: 07/12/2008  did unlawfully operate a (Insert description of vehicle), a [(motor vehicle) (tractor) (motorcycle) (trailer)] required to be registered in this state, on (Insert highway/street location), a public [(highway) (street)] without having a valid numbered license plate affixed to said vehicle properly validated |
|  | |
| 40-2-8 | **Operation of Unregistered Vehicle** (Misdemeanor) Effective: 09/29/2006 |
| 02 O.C.G.A. § 40-2-8 (a), Owner of Unregistered Vehicle Operated by Another Effective: 07/16/2007, Updated: 07/12/2008  being the owner (operator)] of a (Insert description of vehicle), a [(motor vehicle) (tractor) (motorcycle) (trailer)] required to be registered pursuant to code section 40-2-20, which was being operated by (Insert name of driver) on (Insert highway/street location), a public [(highway) (street)], did fail to register said vehicle |
| 04 O.C.G.A. § 40-2-8 (a), Renting, Leasing, Loaning Unregistered Vehicle Effective: 07/12/2008, Updated: 07/12/2008  being the owner of a (Insert description of vehicle), a [(motor vehicle) (tractor) (motorcycle) (trailer)] required to be registered pursuant to code section 40-2-20, which was being operated by (Insert name of driver) on (Insert highway/street location), a public [(highway) (street)], did [(rent) (lease) (loan) said vehicle to said driver without having registered said vehicle |
| 05 O.C.G.A. § 40-2-8 (a), Failure to Register within 30 days of becoming a resident  Effective: 07/12/2008, Updated: 07/12/2008  being the owner of a (Insert description of vehicle), a [(motor vehicle) (tractor) (motorcycle) (trailer)] required to be registered pursuant to code section 40-2-20, which was being operated by (Insert name of driver) on (Insert highway/street location), a public [(highway) (street)], did fail to register within 30 days of becoming a resident of this state and did operate said vehicle on (Insert highway/street location), a public [(highway) (street)] |
| Operation of Unregistered Vehicle 01 O.C.G.A. § 40-2-8 (a), Owner as Operator Effective: 07/16/2007, Updated: 07/12/2008  being the owner of a (Insert description of vehicle), a [(motor vehicle) (tractor) (motorcycle) (trailer)] required to be registered pursuant to code section 40-2-20, did fail to register said vehicle and did operate said vehicle on (Insert highway/street location), a public [(highway) (street)] |
| Operation of Unregistered Vehicle 03 O.C.G.A. § 40-2-8 (a), Operator of Vehicle  Effective: 07/16/2007, Updated: 07/12/2008  being the operator of a (Insert description of vehicle), a [(motor vehicle) (tractor) (motorcycle) (trailer)] required to be registered pursuant to code section 40-2-20, did fail to register said vehicle and did operate said vehicle on (Insert highway/street location), a public [(highway) (street)] |
|  | |
| 40-2-8(c) | **Operation of Vehicle Without County Decal** (Misdemeanor) Effective: 01/01/1990 |
| Operation of Vehicle without County Decal O.C.G.A. § 40-2-8 (c) Effective: 07/12/2008, Updated: 07/12/2008  did unlawfully operate a (Insert description of vehicle), a [(motor vehicle) (tractor) (motorcycle) (trailer)] required to be registered in this state, on (Insert highway/street location), a public [(highway) (street)] without having affixed to the license plate of said vehicle a valid county decal designating the county where said vehicle was last registered |
|  | |
| 40-2-8.1 | **Operation of Vehicle Without Revalidation Decal** (Misdemeanor) Effective: 01/01/1990 |
| Operation Of Vehicle Without Revalidation Decal O.C.G.A. § 40-2-8.1 Effective: 07/16/2007, Updated: 07/12/2008  did unlawfully operate a (Insert description of vehicle), a [(motor vehicle) (tractor) (motorcycle) (trailer)] required to be registered in this state, on (Insert highway/street location), a public [(highway) (street)] which had attached to the rear thereof a valid numbered license plate without having the required revalidation decal affixed upon that plate |
|  | |
| 40-2-20(a) | **Failure to Register Trailer** (Misdemeanor) Effective: 11/12/2008 |
| Failure to Register Trailer O.C.G.A. § 40-2-20 (a) (1) (A) Effective: 11/12/2008, Updated: 11/12/2008  being the owner of a (Insert Description of Trailer), a trailer required to be registered in the State of Georgia, did fail, during said owner's registration period, to register said trailer and obtain a license to operate it for the 12 month period until [(his) (her)] next registration period |
|  | |
| 40-2-20(a) | **Failure to Register Vehicle** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Register Vehicle O.C.G.A. § 40-2-20 (a) (1) (A) Effective: 07/16/2007, Updated: 11/12/2008  being the owner of a (Insert Description of Vehicle), a motor vehicle required to be registered in the State of Georgia, did fail, during said owner's registration period, to register said vehicle and obtain a license to operate it for the 12 month period until [(his) (her)] next registration period |
|  | |
| 40-2-41 | **Improper Display of License Plates** (Misdemeanor) Effective: 10/19/2006 |
| Improper Display of License Plates 01 O.C.G.A. § 40-2-41 (Must be Displayed) Effective: 05/15/2008, Updated: 05/15/2008  did operate a (describe vehicle), a vehicle required to be registered in this state, upon (Name of Highway), a highway, without displaying the license plate issued for said vehicle |
| Improper Display of License Plates 02 O.C.G.A. § 40-2-41 (Properly Fastened) Effective: 05/15/2008, Updated: 05/15/2008  did operate a (describe vehicle), a vehicle required to be registered in this state, upon (Name of Highway), a highway, without displaying the license plate issued for such vehicle being fastened to the rear of said vehicle in a position so as [(not to swing) (to be at all times plainly visible)] |
| Improper Display of License Plates 03 O.C.G.A. § 40-2-41 (Not Issued/Resembling Georgia Tag) Effective: 05/15/2008, Updated: 05/15/2008  did operate a (describe vehicle), a vehicle required to be registered in this state, upon (Name of Highway), a highway, did with a display on the rear of said vehicle of a [(temporary) (permanent)] [(plate) (tag)] not issued by the State of Georgia which was intended to resemble a license plate which is issued by the State of Georgia |
| Improper Display of License Plates 04 O.C.G.A. § 40-2-41 (Must be Legible) Effective: 05/15/2008, Updated: 05/15/2008  being the operator of a (describe vehicle), a vehicle required to be registered in this state, upon (Name of Highway), a highway, did fail to keep the license plate on said vehicle legible at all times |
| Improper Display of License Plates 05 O.C.G.A. § 40-2-41 (Colorless & Transparent Material) Effective: 05/15/2008, Updated: 05/15/2008  being the operator of a (describe vehicle), a vehicle required to be registered in this state, upon (Name of Highway), a highway, did cover the license plate of said vehicle with material which was not colorless and transparent |
| Improper Display of License Plates 06 O.C.G.A. § 40-2-41 (Obstruction Over Tag) Effective: 05/15/2008, Updated: 05/15/2008  being the operator of a (describe vehicle), a vehicle required to be registered in this state, upon (Name of Highway), a highway, did cover the license plate of said vehicle with an apparatus that [(obstructed) (hindered)] the clear display and legibility of said license plate |
|  | |
| 40-2-42 | **Improper Use of License Plate** (Misdemeanor) Effective: 03/19/2008 |
| Improper Use of License Plate O.C.G.A. § 40-2-42 Effective: 08/20/2008, Updated: 08/20/2008  did unlawfully use a license plate in a manner not provided for by Chapter 2 of Title 40 of the Official Code of Georgia by (Describe Manner of Misuse) |
|  | |
| 40-2-42 | **Improper Use of Revalidation Decal** (Misdemeanor) Effective: 08/20/2008 |
| Improper Use of Revalidation Decal O.C.G.A. § 40-2-42 Effective: 08/20/2008, Updated: 08/20/2008  did unlawfully use a revalidation decal in a manner not provided for by Chapter 2 of Title 40 of the Official Code of Georgia by (Describe Manner of Misuse) |
|  | |
| 40-2-74 | **Unlawful Acquisition of Special Plates** (Misdemeanor) Effective: 07/19/2008 |
| Unlawful Acquisition of Special Plates 01 O.C.G.A. § 40-2-74 (f) – (Making a False Statement as to Qualifications for Disability Special Plates) Effective: 02/28/2009, Updated: 02/28/2009  not being [(a disabled person) (a person otherwise entitled to obtain special license plates for disabilities)], did willfully and falsely represent [(himself) (herself)] as having the qualifications to obtain the special plates prescribed by Code Section 40-2-74 of the Official Code of Georgia |
| Unlawful Acquisition of Special Plates 02 O.C.G.A. § 40-2-74 (g) – (False or Misleading Statement of Practitioner as to Disability of Another) Effective: 02/28/2009, Updated: 02/28/2009  being a practitioner of the healing arts, did knowingly and willfully make a [(false) (misleading)] statement in [(his) (her)] affidavit stating that (Insert Name of Applicant), an applicant for a special license plate, was a disabled person as prescribed in Code Section 40-2-74 of the Official Code of Georgia |
| Unlawful Acquisition of Special Plates 03 O.C.G.A. § 40-2-74 (h) – (Owning a Vehicle Bearing Special Disability Plates When Not Authorized to do so) Effective: 02/28/2009, Updated: 02/28/2009  did unlawfully own a (Insert Description of Vehicle), a vehicle bearing the special plates described in code Section 40-2-74 of the Official Code of Georgia, when [(he) (she)] was not entitled to do so |
|  | |
| 40-2-114 | **Violation of O.C.G.A. 40-2-114** (Misdemeanor) Effective: 01/01/1990 |
| Violation of O.C.G.A. § 40-2-114 - [(a) (1) - Failure to Obtain Motor Truck Permit]  Effective: 01/30/2009, Updated: 01/30/2009  did unlawfully operate a motor truck subject to Article 5 of Title 40 of the Official Code of Georgia upon (Insert Name of Public Highway), a public highway in this state, without first obtaining the permit required under Code Section 40-2-111 of the Official Code of Georgia |
| Violation of O.C.G.A. § 40-2-114 - [(a) (2) – Violation of Motor Truck Regulations] Effective: 01/30/2009, Updated: 01/30/2009  being the [(owner) (operator)] of a motor truck, did unlawfully violate (Insert Name of Regulation), a regulation issued by the State Revenue Commissioner pursuant to the authority granted under Article 5 of Chapter 2 of Title 40 of the Official Code of Georgia, by (Insert Description of Violation) |
| Violation of O.C.G.A. § 40-2-114 - [(a) (3) – Failure to File Motor Truck Regulation Return or Report] Effective: 01/30/2009, Updated: 01/30/2009  being the [(owner) (operator)] of a motor truck, did unlawfully fail to file (Insert Description of Return/Report), a [(return) (report)] required by the State Revenue Commissioner to be filed |
| Violation of O.C.G.A. § 40-2-114 - [(a) (4) – Failure to Keep Motor Truck Regulation Records] Effective: 01/30/2009, Updated: 01/30/2009  being the [(owner) (operator)] of a motor truck, did unlawfully fail to keep records of operations as required by the State Revenue Commissioner, to wit: (Describe Records Not Kept) |
| Violation of O.C.G.A. § 40-2-114 - [(a) (4) – Filing of False Motor Truck Regulation Return] Effective: 01/30/2009, Updated: 01/30/2009  being the [(owner) (operator)] of a motor truck, make a false return to the State Revenue Commissioner |
| Violation of O.C.G.A. § 40-2-114 - [(a) (5) - False Statement in Motor Truck Registration] Effective: 01/30/2009, Updated: 01/30/2009  knowingly make a false statement in an application for registration of a motor truck to the State Revenue Commissioner, by stating (describe false statement) |
|  | |
| 40-2-136(b) | **Unlawfully Obtaining a License Plate** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 40-3-32 | **Failure to Transfer Vehicle Title** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Transfer Vehicle Title O.C.G.A. § 40-3-32 Effective: 01/29/2009, Updated: 01/29/2009  being the owner of (Insert Identity of Vehicle), a vehicle, and having transferred his interest in said vehicle to (Insert Name of Transferee), the transferee, did willfully fail to deliver to said transferee, a properly assigned certificate of title at the time of delivery of said vehicle |
|  | |
| 40-3-36 | **Failure to Cancel Certificate of Title** (Misdemeanor) Effective: 07/18/2008 |
| Failure to Cancel Certificate of Title 01 O.C.G.A. § 40-3-36 (a) (1) – (Failed to Deliver Title to Commissioner Following Sale of Vehicle as Srap or Parts) Effective: 02/21/2009, Updated: 02/21/2009  being [(a registered owner)] (an authorized agent of a registered owner)], [(sold) (disposed)] of a (Insert Description of Vehicle), a motor vehicle, as [(scrap metal) (parts only)], and did fail within 72 hours to mail or deliver the certificate of title to the State Revenue Commissioner for cancellation |
| Failure to Cancel Certificate of Title 02 O.C.G.A. § 40-3-36 (a) (1) – (Failed to Deliver Title to Commissioner Following Vehicle being Scraped, Dismantled or Demolished) Effective: 02/21/2009, Updated: 02/21/2009  being [(a registered owner)] (an authorized agent of a registered owner)], [(scraped) (dismantled) (demolished)] a (Insert Description of Vehicle), a motor vehicle, and did fail within 72 hours to mail or deliver the certificate of title to the State Revenue Commissioner for cancellation |
| Failure to Cancel Certificate of Title 03 O.C.G.A. § 40-3-36 (a) (4) (A) – (Failure to Deliver Title for Vehicle Too Damaged for Restoration) Effective: 02/21/2009, Updated: 02/21/2009  being the registered owner of a (Insert Description of Vehicle), a motor vehicle which was damaged to the extent that its restoration to an operable condition would require the replacement of the front clip assembly, the rear clip assembly, the top assembly and a complete side, fail to mail or deliver the certificate of title to the State Revenue Commissioner for cancellation |
| Failure to Cancel Certificate of Title 04 O.C.G.A. § 40-3-36 (a) (4) (B) – (Failure to Surrender License Plate and Registration for Salvage Vehicle) Effective: 02/21/2009, Updated: 02/21/2009  being the owner of a (Insert Description of Vehicle), a damaged motor vehicle, retain possession of said vehicle which was a salvage motor vehicle as defined in Paragraph (11) of Code Section 40-3-2 of the Official Code of Georgia, and did fail to surrender the license plates and registration for said vehicle |
| Failure to Cancel Certificate of Title 05 O.C.G.A. § 40-3-36 (a) (4) (B) – (Operated a Salvage Vehicle Upon Road of State) Effective: 02/21/2009, Updated: 02/21/2009  being the owner of a (Insert Description of Vehicle), a damaged motor vehicle, retained possession of said vehicle which was a salvage motor vehicle as defined in Paragraph (11) of Code Section 40-3-2 of the Official Code of Georgia, and did unlawfully operate said vehicle upon (Insert Name of Road), a road of the State of Georgia |
| Failure to Cancel Certificate of Title 06 O.C.G.A. § 40-3-36 (a) (4) (B) – (Disposed of Salvage Vehicle Prior to Obtaining Salvage Certificate of Title) Effective: 02/21/2009, Updated: 02/21/2009  being the owner of a (Insert Description of Vehicle), a damaged motor vehicle, retained possession of said vehicle which was a salvage motor vehicle as defined in Paragraph (11) of Code Section 40-3-2 of the Official Code of Georgia, and did unlawfully [(sell) (trade) (otherwise dispose of)] said vehicle prior to obtaining a salvage certificate of title for said vehicle |
| Failure to Cancel Certificate of Title 07 O.C.G.A. § 40-3-36 (h) – (Lienholder Failing to Return Title to Commissioner after Notice of Payment of Total Loss Claim)  Effective: 02/21/2009, Updated: 02/21/2009  being a [(lienholder) (security interest holder)] who after notice by the State Revenue Commissioner of payment of a total loss claim and cancellation of the certificate of title of (Insert Description of Vehicle), did unlawfully [(fail) (refuse)] to return the title to the commissioner |
| Failure to Cancel Certificate of Title 08 O.C.G.A. § 40-3-36 (h) – (Lienholder Surrendering Title to Someone Other than Commissioner after Notice of Payment of Total Loss Claim) Effective: 02/21/2009, Updated: 02/21/2009  being a [(lienholder) (security interest holder)] who after notice by the State Revenue Commissioner of payment of a total loss claim and cancellation of the certificate of title of (Insert Description of Vehicle), did unlawfully surrender the title to (Insert Name of Person or Entity ) instead of to the State Revenue Commissioner |
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| 40-3-36 | **Failure to Obtain Salvage Title Certificate** (Misdemeanor) Effective: 02/21/2009 |
| 01 O.C.G.A. § 40-3-36 (b) – (Failed to Apply for Salvage Certificate within 30 days of Purchase or Acquisition) Effective: 02/21/2009, Updated: 02/21/2009  being [(the purchaser) (one who acquired)] a (Insert Description of Vehicle), a salvage motor vehicle, with the intention to [(operate) (sell) (convey) (transfer)] said vehicle, fail to apply to the State Revenue Commissioner for a salvage certificate of title for such motor vehicle within 30 days of the [(purchase) (acquisition)] of said motor vehicle |
| 02 O.C.G.A. § 40-3-36 (b) – (Failed to Apply for Salvage Certificate within 30 days of Payment of Total Loss Claim) Effective: 02/21/2009, Updated: 02/21/2009  being [(the purchaser) (one who acquired)] a (Insert Description of Vehicle), a salvage motor vehicle, with the intention to [(operate) (sell) (convey) (transfer)] said vehicle, did unlawfully fail to apply to the State Revenue Commissioner for a salvage certificate of title for said motor vehicle within 30 days of the payment of a total loss claim as provided in paragraph (4) of subsection (a) of Code Section 40-3-36 of the Official Code of Georgia to (Insert Name of Owner), the registered owner of the salvage motor vehicle |
| 03 O.C.G.A. § 40-3-36 (h) – (Owner Transferring Salvage Vehicle without Obtaining Salvage Certificate of Title) Effective: 02/21/2009, Updated: 02/21/2009  being the owner of a (Insert Description of Vehicle), a salvage motor vehicle, did unlawfully [ (transfer) (attempt to transfer)] said salvage motor vehicle to (Insert Name of Person or Entity) without first applying for and obtaining a salvage certificate of title from the State Revenue Commissioner |
|  | |
| 40-3-91(a) | **Failure to Deliver Certificate of Title** (Misdemeanor) Effective: 01/06/2009 |
| Failure to Deliver Certificate of Title 01 O.C.G.A. § 40-3-91 (a) (2) – (Delivery of Title to Commissioner within 10 Days) Effective: 01/06/2009, Updated: 01/06/2009  willfully fail to [(mail) (deliver)] a certificate of title for a (Insert Description of Vehicle) to the State Revenue Commissioner within ten days of the time required by Chapter 3 of Title 40 of the Official Code of Georgia |
| Failure to Deliver Certificate of Title 02 O.C.G.A. § 40-3-91 (a) (2) – (Delivery of Title to Purchaser within 10 days) Effective: 01/06/2009, Updated: 01/06/2009  willfully fail to [(mail) (deliver)] a certificate of title for a (Insert Description of Vehicle) to the purchaser of said motor vehicle within ten days of the time required by Chapter 3 of Title 40 of the Official Code of Georgia |
| Failure to Deliver Certificate of Title 03 O.C.G.A. § 40-3-91 (a) (2) – (Delivery of Release of Security Interest or Lien to Commissioner within 10 Days) Effective: 01/06/2009, Updated: 01/06/2009  willfully fail to [(mail) (deliver)] a certificate of title containing the release of a [(security interest) (lien)] on a (Insert Description of Vehicle) to the State Revenue Commissioner within ten days of the time required by Chapter 3 of Title 40 of the Official Code of Georgia |
| Failure to Deliver Certificate of Title 04 O.C.G.A. § 40-3-91 (a) (2) – (Delivery of Release of Security Interest or Lien to Purchaser within 10 days) Effective: 01/06/2009, Updated: 01/06/2009  willfully fail to [(mail) (deliver)] a certificate of title containing the release of a [(security interest) (lien)] on a (Insert Description of Vehicle) to the purchaser of said motor vehicle within ten days of the time required by Chapter 3 of Title 40 of the Official Code of Georgia |
|  | |
| 40-3-91(a)(1) | **Fraudulent Use of Certificate of Title** (Misdemeanor) Effective: 01/01/1990 |
| Fraudulent Use of Certificate of Title O.C.G.A. § 40-3-91 (a) (1) Effective: 01/06/2009, Updated: 01/06/2009  did unlawfully permit (Insert Name of Person), who not entitled thereto, to [(use) (have possession)] of a certificate of title for a (Insert Description of Vehicle), with fraudulent intent to (Insert Description of Fraudulent Intent) |
|  | |
| 40-3-91(b) | **False Statement in Title Application** (Misdemeanor) Effective: 01/06/2009 |
| False Statement in Title Application 02 O.C.G.A. § 40-3-91 (b) Effective: 01/06/2009, Updated: 01/06/2009  did knowingly make a false statement in a title application for a (Insert Description of Vehicle) as to the date [(said vehicle was sold) (said vehicle was acquired) (of creation of a security interest on said vehicle) (of creation of a lien on said vehicle)] |
|  | |
| 40-3-91(c) | **Assignment in Blank of Certificate of Title** (Misdemeanor) Effective: 01/06/2009 |
| Assignment in Blank of Certificate of Title O.C.G.A. § 40-3-91 (c) Effective: 01/06/2009, Updated: 01/06/2009  did unlawfully [(deliver) (accept)] a certificate of title for a (Insert Description of Vehicle) assigned in blank |
|  | |
| 40-3-92 | **False Report of Theft or Conversion** (Misdemeanor) Effective: 01/01/1990 |
| 02 O.C.G.A. § 40-3-92 – (Report made to Georgia State Revenue Commissioner) Effective: 01/25/2009, Updated: 01/25/2009  did knowingly make a false report to the Georgia State Revenue Commissioner of the [(theft) (conversion)] of a (Insert Description of Motor Vehicle) |
| False Report of Theft or Conversion 01 O.C.G.A. § 40-3-92 – (Report made to a Peace Officer) Effective: 07/16/2007, Updated: 01/25/2009  did knowingly make a false report to (Insert Name of Officer), a peace officer, of the [(theft) (conversion)] of a (Insert Description of Motor Vehicle) |
|  | |
| 40-4-6 | **Failure to Keep Requird Records** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Keep Required Records 01 O.C.G.A. § 40-4-6 – (Failure to Keep Records of Transactions) Effective: 01/29/2009, Updated: 01/29/2009  having [(purchased) (sold) (offered for sale)] (Insert Identity of Item Purchased/Sold/Offered for Sale), [(a passenger car) (a truck chassis) (an engine) (a transmission)] required to be numbered by Article 1 of Chapter 4 of Title 40 of the Official Code of Georgia, did unlawfully fail to keep a permanent record of [(the name of the person from whom said item was purchased) (the address of the person from whom said item was purchased) (the name of the person to whom said item was sold) (the address of the person to whom said item was sold)] in connection with said transaction |
| Failure to Keep Required Records 02 O.C.G.A. § 40-4-6 – (Failure to Keep Records for a Period of 3 Years) Effective: 01/29/2009, Updated: 01/29/2009  having [(purchased) (sold) (offered for sale)] (Insert Identity of Item Purchased/Sold/Offered for Sale), [(a passenger car) (a truck chassis) (an engine) (a transmission)] required to be numbered by Article 1 of Chapter 4 of Title 40 of the Official Code of Georgia, did unlawfully fail to keep a permanent record of [(the name of the person from whom said item was purchased) (the address of the person from whom said item was purchased) (the name of the person to whom said item was sold) (the address of the person to whom said item was sold)] in connection with said transaction for a period of 3 years from (Insert Date of Transaction), the date of said transaction |
| Failure to Keep Required Records 03 O.C.G.A. § 40-4-6 – (Failure to Make Records available to Law Enforcement) Effective: 01/29/2009, Updated: 01/29/2009  having [(purchased) (sold) (offered for sale)] (Insert Identity of Item Purchased/Sold/Offered for Sale), [(a passenger car) (a truck chassis) (an engine) (a transmission)] required to be numbered by Article 1 of Chapter 4 of Title 40 of the Official Code of Georgia, did unlawfully fail to make available to (Insert Name of Officer), a law enforcement officer, the permanent records of [(the name of the person from whom said item was purchased) (the address of the person from whom said item was purchased) (the name of the person to whom said item was sold) (the address of the person to whom said item was sold)] for inspection at any reasonable time during business hours without prior notice and without the necessity of obtaining a search warrant |
| PENALTY PROVISIONS: Effective: 01/29/2009, Updated: 01/29/2009  § 40-4-7. Penalties (b) Failure to keep records. Any person who purchases, sells, or offers for sale any passenger car, truck chassis, passenger car engine, or passenger car transmission that is required by this article to bear an identification number when intended to be sold at wholesale or retail within this state and who willfully fails to keep the records required by Code Section 40-4-6 shall be guilty of a misdemeanor for each such failure. |
|  | |
| 40-4-7 | **Unnumbered Passenger Car or Component** (Misdemeanor) Effective: 07/18/2008 |
| Unnumbered Passenger Car or Component 01 O.C.G.A. § 40-4-7 (a) – (Sale of Vehicle or Component not Bearing an Identification Number) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully (sell) (offer for sale)] a [(passenger car) (truck chassis) (passenger car engine) (passenger car transmission)] that did not bear an identification number as required by Article 1 of Chapter 4 of title 40 of the Official Code of Georgia |
| Unnumbered Passenger Car or Component 02 O.C.G.A. § 40-4-7 (a) – (Shipment of Vehicle or Component not Bearing an Identification Number) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully [(ship) (cause to be shipped) into this state a [(passenger car) (truck chassis) (passenger car engine) (passenger car transmission)] that did not bear an identification number as required by Article 1 of Chapter 4 of title 40 of the Official Code of Georgia |
| Unnumbered Passenger Car or Component 03 O.C.G.A. § 40-4-7 (a) – (Manufacture of Vehicle or Component not Bearing an Identification Number) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully manufacture a [(passenger car) (truck chassis) (passenger car engine) (passenger car transmission)] that did not bear an identification number as required by Article 1 of Chapter 4 of title 40 of the Official Code of Georgia, with the intention that it shall be sold at retail in this state |
| Unnumbered Passenger Car or Component 04 O.C.G.A. § 40-4-7 (b) – (Failure to Keep Records of Vehicles or Components Which Require Identification Numbers) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully [(purchase) (sell), (offer for sale)] at [(wholesale) (retail)] a [(passenger car) (truck chassis) (passenger car engine) (passenger car transmission)] required to bear an identification number as required by Article 1 of Chapter 4 of title 40 of the Official Code of Georgia, and did willfully fail to keep the records required by Code Section 40-4-6 of the Official Code of Georgia |
|  | |
| 40-4-21(a) | **Falsification of Identification Number** (Misdemeanor) Effective: 07/16/2007 |
| Falsification of Identification Number O.C.G.A. § 40-4-21 (a) Effective: 07/16/2007, Updated: 01/18/2009  did willfully falsify an identification number of (Insert Name of Vehicle or Engine), [(a vehicle) (an engine for a vehicle)] |
|  | |
| 40-4-21(a) | **Removal of Identification Number** (Misdemeanor) Effective: 01/18/2009 |
| Removal of Identification Number O.C.G.A. § 40-4-21 (a) Effective: 01/18/2009, Updated: 01/18/2009  did willfully remove an identification number of (Insert Name of Vehicle or Engine), [(a vehicle) (an engine for a vehicle)] |
|  | |
| 40-4-40 | **Failure to Maintain Records** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Maintain Records 01 O.C.G.A. § 40-4-40 – (Failure to Maintain Records Regarding Purchase of Vehicle or Parts) Effective: 07/16/2007, Updated: 01/29/2009  having purchased a (Insert Identity of Vehicle or Part Purchased), [(a used motor vehicle) (a used part comprising a component part of a motor vehicle)] for resale, did unlawfully fail to keep an accurate record of the [(date of purchase) (price paid) (name of the person from whom the vehicle was purchased) (address of the person from whom the vehicle was purchased) (name of the person from whom the part was purchased) (address of the person from whom the part was purchased)] |
| Failure to Maintain Records 02 O.C.G.A. § 40-4-40 – (Failure to Maintain Records Regarding Purchase of Vehicle or Parts for Period of One Year) Effective: 01/29/2009, Updated: 01/29/2009  having purchased a (Insert Identity of Vehicle or Part Purchased), [(a used motor vehicle) (a used part comprising a component part of a motor vehicle)] for resale, did unlawfully fail to maintain a permanent record of the [(date of purchase) (price paid) (name of the person from whom the vehicle was purchased) (address of the person from whom the vehicle was purchased) (name of the person from whom the part was purchased) (address of the person from whom the part was purchased)] for a period of one year |
| Failure to Maintain Records 03 O.C.G.A. § 40-4-40 – (Failure to Open Records to Law Enforcement Effective: 01/29/2009, Updated: 01/29/2009  having purchased a (Insert Identity of Vehicle or Part Purchased), [(a used motor vehicle) (a used part comprising a component part of a motor vehicle)] for resale, did unlawfully fail to open for inspection by (Insert Officer), a law enforcement officer with (Insert Officer's Agency), the records of the [(date of purchase) (price paid) (name of the person from whom the vehicle was purchased) (address of the person from whom the vehicle was purchased) (name of the person from whom the part was purchased) (address of the person from whom the part was purchased)] for said Purchase |
| PENALTY PROVISIONS: Effective: 01/29/2009, Updated: 01/29/2009  § 40-4-43. Penalty for violation of Code Section 40-4-40 or Code Section 40-4-41 Any person who fails to comply with any provision of Code Section 40-4-40 or 40-4-41 shall be guilty of a misdemeanor. |
|  | |
| 40-4-41 | **Duty of Purchaser of Vehicle or Part From Which Identification Has Been Removed or Altered** (Misdemeanor) Effective: 01/01/1990 |
| Duty Of Purchaser Of Vehicle Or Part From Which Identification Has Been Removed Or Altered Effective: 07/16/2007, Updated: 07/16/2007  having purchased for resale a (motor vehicle) (used part of a motor vehicle) from which the identification (markings) (plates) had been (removed) (altered) (mutilated) (destroyed), did fail to report such purchase to the Sheriff of <identify the county in which said person conducts his/her business> |
|  | |
| 40-5-20(a) | **Driving with Expired License** (Misdemeanor) Effective: 01/01/1990 |
| Driving with Expired License § 40-5-20(a)  Effective: 07/16/2007, Updated: 01/17/2009  did drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, after his license to do so had expired, without having obtained a valid driver's license under Chapter 5 of Title 40 of the Official Code of Georgia for the [(type) (class)] of vehicle being driven, to wit: (Insert Description of the Type/Class of Vehicle) |
|  | |
| 40-5-20(a) | **Driving Without a License** (Misdemeanor) Effective: 01/01/1990 |
| 01 § 40-5-20 – (First Offense) Effective: 07/16/2007, Updated: 10/20/2014  did drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, without having a valid driver's license under Chapter 5 of Title 40 of the Official Code of Georgia for the [(type) (class)] of vehicle being driven, to wit: (Insert Description of the Type/Class of Vehicle) |
| 02 § 40-5-121 – (Second Offense)  Effective: 09/12/2008, Updated: 10/20/2014  did drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, without having a valid driver's license under Chapter 5 of Title 40 of the Official Code of Georgia for the [(type) (class)] of vehicle being driven, to wit: (Insert Description of the Type/Class of Vehicle), and said accused, prior to committing the above-charged offense had been convicted of the following offense of Driving Without a License: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| 03 § 40-5-121 – (Third Offense)  Effective: 09/12/2008, Updated: 10/20/2014  did drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, without having a valid driver's license under Chapter 5 of Title 40 of the Official Code of Georgia for the [(type) (class)] of vehicle being driven, to wit: (Insert Description of the Type/Class of Vehicle), and said accused, prior to committing the above-charged offense had been convicted of the following offenses of Driving Without a License: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| 04 § 40-5-20(a) – (Fourth Offense)  Effective: 09/12/2008, Updated: 10/20/2014  did drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, without having a valid driver's license under Chapter 5 of Title 40 of the Official Code of Georgia for the [(type) (class)] of vehicle being driven, to wit: (Insert Description of the Type/Class of Vehicle), and said accused, prior to committing the above-charged offense had been convicted of the following offenses of Driving Without a License: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| 05 § 40-5-20(a) – (First Offense) (New Resident for more than 30 days) Effective: 09/12/2008, Updated: 10/20/2014  having been a resident of the State of Georgia for at least 30 days, did drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, without having obtained a valid Georgia driver's license under Chapter 5 of Title 40 of the Official Code of Georgia for the [(type) (class)] of vehicle being driven, to wit: (Insert Description of the Type/Class of Vehicle) |
| 06 § 40-5-20(a) – (Second Offense) (New Resident for more than 30 days) Effective: 09/12/2008, Updated: 10/20/2014  having been a resident of the State of Georgia for at least 30 days, did drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, without having obtained a valid Georgia driver's license under Chapter 5 of Title 40 of the Official Code of Georgia for the [(type) (class)] of vehicle being driven, to wit: (Insert Description of the Type/Class of Vehicle), and said accused, prior to committing the above-charged offense had been convicted of the following offense of Driving Without a License: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| 07 § 40-5-20(a) – (Third Offense) (New Resident for more than 30 days) Effective: 09/12/2008, Updated: 10/20/2014  having been a resident of the State of Georgia for at least 30 days, did drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, without having obtained a valid Georgia driver's license under Chapter 5 of Title 40 of the Official Code of Georgia for the [(type) (class)] of vehicle being driven, to wit: (Insert Description of the Type/Class of Vehicle), and said accused, prior to committing the above-charged offense had been convicted of the following offenses of Driving Without a License: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| 08 § 40-5-20(a) – (Fourth Offense) (New Resident for more than 30 days)  Effective: 09/12/2008, Updated: 11/20/2008  having been a resident of the State of Georgia for at least 30 days, did drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, without having obtained a valid Georgia driver's license under Chapter 5 of Title 40 of the Official Code of Georgia for the [(type) (class)] of vehicle being driven, to wit: (Insert Description of the Type/Class of Vehicle), and said accused, prior to committing the above-charged offense had been convicted of the following offenses of Driving Without a License: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| PENALTY PROVISIONS: Effective: 09/12/2008, Updated: 09/12/2008  SEE, O.C.G.A. § 40-5-121(a). |
|  | |
| 40-5-20(b) | **Operating a Towed Vehicle Without a License** (Misdemeanor) Effective: 01/01/1990 |
| Operating a Towed Vehicle Without a License 01 § 40-5-20(b) – (Steering Towed Vehicle) Effective: 07/16/2007, Updated: 11/20/2008  did unlawfully steer a motor vehicle which was being towed by a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, without having obtained a valid driver's license under Chapter 5 of Title 40 of the Official Code of Georgia for the [(type) (class)] of vehicle being towed, to wit: (Insert Description of the Type/Class of Vehicle) |
| Operating a Towed Vehicle Without a License 02 § 40-5-20(b) – (Exercising Physical Control of a Towed Vehicle) Effective: 09/12/2008, Updated: 11/20/2008  did unlawfully exercise physical control of a motor vehicle which was being towed by a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, by (Insert Manner of Physical Control), without having obtained a valid driver's license under Chapter 5 of Title 40 of the Official Code of Georgia for the [(type) (class)] of vehicle being towed, to wit: (Insert Description of the Type/Class of Vehicle) |
|  | |
| 40-5-20(c) | **Possession of More Than One Driver’s License** (Misdemeanor) Effective: 01/01/1990 |
| Possession of More Than One Driver’s License § 40-5-20(c)  Effective: 07/16/2007, Updated: 09/12/2008  having received a Georgia driver's license, did unlawfully fail to surrender to the Department of Driver Services, a valid license in [(his) (her)] possession issued to [(him) (her)] by (Insert Name of State of Issuance) |
|  | |
| 40-5-24 | **Violation of Instruction Permit** (Misdemeanor) Effective: 10/26/2006 |
| Violation of Instruction Permit 01 § 40-5-24 (a) – Without Possession of Permit Effective: 05/19/2008, Updated: 05/19/2008  did drive a (Identify Vehicle Driven) upon (Name of Roadway) without having an instruction permit in [(his) (her)] immediate possession |
| Violation of Instruction Permit 02 § 40-5-24 (a) – Without 21 Year Old Driver Present Effective: 05/19/2008, Updated: 05/19/2008  did drive a (Identify Vehicle Driven) upon (Name of Roadway) without being accompanied by a person at least 21 years of age who is licensed as a commercial or noncommercial Class C vehicle |
| Violation of Instruction Permit 03 § 40-5-24 (a) – With Driver Unfit to Exercise Control Effective: 05/19/2008, Updated: 05/19/2008  did drive a (Identify Vehicle Driven) upon (Name of Roadway) with a person at least 21 years of age who is licensed as a commercial or noncommercial Class C vehicle who was [(not fit) (incapable)] of exercising control over the vehicle |
| Violation of Instruction Permit 04 § 40-5-24 (a) – With Licensed Person over 21 Driver not seated beside Him/Her Effective: 05/19/2008, Updated: 05/20/2008  did drive a (Identify Vehicle Driven) upon (Name of Roadway) with a person at least 21 years of age who is licensed as a commercial or noncommercial Class C vehicle who was not occupying a seat beside the accused |
|  | |
| 40-5-24(b)(2) | **Violation of Conditions of Class D License** (Misdemeanor) Effective: 05/19/2008 |
| Violation of Conditions of Class D License 01 § 40-5-24 (b) (2) (A) – Between Midnight & 6:00 AM Effective: 05/19/2008, Updated: 11/20/2008  having been issued a Class D driver's license, did drive a (Identify Vehicle Driven), a class C vehicle, upon (Name of Roadway/Street/Highway), a public [(road) (street) (highway)], Between the hours of 12:00 midnight and 6:00 AM [(eastern standard time) (eastern daylight time)] |
| Violation of Conditions of Class D License 02 § 40-5-24 (b) (2)(B)(i) – More than 3 Passengers Less than 21 Effective: 05/19/2008, Updated: 11/20/2008  having been issued a Class D driver's license, did drive a (Identify Vehicle Driven), a class C vehicle, upon (Name of Roadway/Street/Highway), a public [(road) (street) (highway)], with more than three other passengers in the vehicle who were not members of the driver's immediate family being less than 21 years of age |
| Violation of Conditions of Class D License 03 § 40-5-24 (b) (2)(B)(ii) – Passenger not Family Member Effective: 05/19/2008, Updated: 11/20/2008  having been issued a Class D driver's license, did drive a (Identify Vehicle Driven), a class C vehicle, upon (Name of Roadway/Street/Highway), a public [(road) (street) (highway)], with a passenger in the vehicle who was not a member of accused's immediate family |
| Violation of Conditions of Class D License 04 § 40-5-24 (b) (2)(B)(iii) – More than 1 not Family Member and Less than 21 Effective: 05/19/2008, Updated: 11/20/2008  having been issued a Class D driver's license, did drive a (Identify Vehicle Driven), a class C vehicle, upon (Name of Roadway/Street/Highway), a public [(road) (street) (highway)], with more than one (1) passenger in the vehicle who was not a member of accused's immediate family being less than 21 years of age |
|  | |
| 40-5-29(a) | **Failure to Carry License** (Misdemeanor) Effective: 08/17/2006 |
| Failure to Carry License O.C.G.A. § 40-5-29 (a) Effective: 07/16/2007, Updated: 10/28/2008  did fail to have [(his) (her)] driver's license in [(his) (her)] immediate possession at all times when operating (Insert Description of Vehicle), a motor vehicle |
|  | |
| 40-5-29(b) | **Failure to Display License** (Misdemeanor) Effective: 10/28/2008 |
| Failure to Display License O.C.G.A. § 40-5-29 (b)  Effective: 10/28/2008, Updated: 11/20/2008  did fail to display [(his) (her)] driver's license to (Insert Name of Law Enforcement Officer), a law enforcement officer with the (Insert Officer's Agency), upon demand to do so having been made by said officer |
| PENALTY PROVISIONS: SEE § 40-5-120 (4) Effective: 10/28/2008, Updated: 10/28/2008  It is a misdemeanor for any person to: (4) Do any act forbidden or fail to perform any act required by this chapter for which a criminal sanction is not provided elsewhere in this chapter. |
|  | |
| 40-5-30(c) | **Restricted License Violation** (Misdemeanor) Effective: 10/09/2006 |
| Restricted License Violation § 40-1-3(c)  Effective: 05/20/2008, Updated: 07/24/2012  having been issued a driver's license with [(restrictions regarding [(his)(her)] driving ability with respect to special mechanical control devices required on [(his)(her)] vehicle) (restrictions appropriate to assure the safe operation of a motor vehicle by [(him)(her)], to wit: (Insert Restrictions Imposed), did operate (Description of Vehicle) in a manner in violation of the imposed conditions by (Describe Manner of Violation) |
|  | |
| 40-5-33 | **Failure to Change Driver’s License Address Information** (Misdemeanor) Effective: 09/14/2006 |
| Failure to Change Driver’s License Address Information § 40-5-33 [see Bennett v. State, 285 Ga. App. 796 (3)] Effective: 05/15/2008, Updated: 11/20/2008  did, after having [(applied for) (received)] a driver's license, [moved from the address named in (said application) (the license issued to (him)(her)] [changed (his)(her) name by (marriage)(Specify Other Reason for Name Change)] fail to apply for a license showing the correct [(name) (address)] within 60 days of said change |
|  | |
| 40-5-58 | **Habitual Violator** (Misdemeanor) Effective: 01/01/1990 |
| Habitual Violator O.C.G.A. § 40-5-58 (c) (1) (Misdemeanor) Effective: 07/16/2007, Updated: 11/20/2008  having received notice that [(his) (her)] driver's license had been revoked as an habitual violator as provided in subsection b of code section 40-5-58, did operate a motor vehicle on (Insert Name of Road/Street/Highway) after the expiration of five years from such revocation, accused not having thereafter obtained a valid driver's license to operate said vehicle |
|  | |
| 40-5-58(e)(6)(A)(i) | **Violation of Habitual Violator Probationary License** (Misdemeanor) Effective: 01/01/1990 |
| O.C.G.A. § 40-5-58(e)(6)(A)(i) – (Misdemeanor) Effective: 05/22/2008, Updated: 11/20/2008  having been issued an habitual violator probationary driver's license which imposed conditions restricting [(his) (her)] ability to drive pursuant to paragraph 4 of subsection e of code section 40-5-58, to wit: (Insert Restrictions Imposed), did operate (Description of Vehicle), a motor vehicle, on (Insert Name of Road/Street/Highway) in violation of said imposed restrictions by (Describe Manner of Violation) |
|  | |
| 40-5-61 | **Failure to Return License** (Misdemeanor) Effective: 01/02/2008 |
| Failure to Return License 01 O.C.G.A. § 40-5-61(b) – (Upon Cancellation/Suspension/Revocation) Effective: 08/15/2008, Updated: 11/20/2008  having had [(his) (her)] driver's license [(canceled) (suspended) (revoked)] by (Insert Entity which Canceled/Suspended/Revoked License) on (Insert date of Cancellation/Suspension/Revocation), did unlawfully refuse to deliver [(his) (her)] driver's license to the Georgia Department of Driver Services upon legal demand |
| Failure to Return License O.C.G.A. § 40-5-61(b) – (Upon Cancellation/Suspension/Revocation) Effective: 08/15/2008, Updated: 11/20/2008  having had [(his) (her)] driver's license [(canceled) (suspended) (revoked)] by (Insert Entity which Canceled/Suspended/Revoked License) on (Insert date of Cancellation/Suspension/Revocation), did unlawfully fail to immediately return [(his) (her)] driver's license to the Georgia Department of Driver Services |
|  | |
| 40-5-64 | **Violation of Limited Driving Permit** (Misdemeanor) Effective: 01/01/1990 |
| Violation of Limited Driving Permit O.C.G.A. § 40-5-64 Effective: 05/15/2008, Updated: 05/15/2008  having been issued a Limited Driving Permit endorsed with conditions to ensure that such permit will be used only to avoid the conditions of extreme hardship, to wit: (SPECIFY THE CONDITIONS IMPOSED), did operate (DESCRIBE MOTOR VEHICLE), a motor vehicle, in violation of said conditions by (SPECIFY MANNER IN WHICH ACCUSED VIOLATED SAID CONDITIONS) |
|  | |
| 40-5-75 | **Driving While License Suspended** (Misdemeanor) Effective: 03/05/2013 |
| Driving While License Suspended for Driving Under the Influense of Drugs (O.C.G.A. § 40-5-75(f)) DUI Predicates) Effective: 03/05/2013, Updated: 03/05/2013  did, without first obtaining a (VALID LICENSE / THREE YEAR DRIVING PERMIT), unlawfully operate a motor vehicle within this state after (HIS / HER) license to do so had been suspended by operation of law for a violation of O.C.G.A. § 40-6-391((a)(2) / (a)(4)--as long as one of the substances in the combination was a drug / (a)(6)--use rarely), to wit: said accused, prior to committing the above-charged offense, had been convicted of a violation of (RESTATE CODE SECTION SELECTED ABOVE) on (ACCUSATION / INDICTMENT) number (INSERT ACCUSATION / INDICTMENT NUMBER) in the (SUPERIOR / STATE) Court of (INSERT NAME OF COUNTY) County, Georgia, for which (HE / SHE) was sentenced on (INSERT DATE OF PLEA / SENTENCE) |
| Driving While Suspended for Drug Offense (O.C.G.A. § 40-5-75(f)) (VGCSA Predicates) Effective: 03/05/2013, Updated: 03/05/2013  did, without first obtaining a (VALID LICENSE / THREE YEAR DRIVING PERMIT), unlawfully operate a motor vehicle within this state after (HIS / HER) license to do so had been suspended by operation of law for a violation of the Georgia Controlled Substances Act, to wit: said accused, prior to committing the above-charged offense, had been convicted for a violation of code section (INSERT CODE SECTION OF GEORGIA CONTROLLED SUBSTANCES ACT FOR WHICH DEFENDANT WAS CONVICTED--see O.C.G.A.§ 40-5-75(a) for a partial list of qualifying offenses) of the Official Code of Georgia on (ACCUSATION / INDICTMENT) number (INSERT ACCUSATION / INDICTMENT NUMBER) in the (SUPERIOR / STATE) Court of (INSERT NAME OF COUNTY) County, Georgia, for which (HE / SHE) was sentenced on (INSERT DATE OF PLEA / SENTENCE) |
|  | |
| 40-5-120 | **Unlawful Use of License** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 40-5-120 (1) – (Display or Possess a Canceled or Revoked, Driver's License or Personal ID Card) Effective: 07/16/2007, Updated: 01/17/2009  did unlawfully [(display) ((cause to be displayed) (permit to be displayed) (have in <his> <her> possession)] a [(canceled) (revoked) (suspended)] [(driver's license) (personal identification card issued pursuant to Code Section 40-5-100 of the Official Code of Georgia)] |
| 02 O.C.G.A. § 40-5-120 (2) – (Fail or Refuse to Surrender a Driver's License or Personal ID Card which had been Suspended or Revoked) Effective: 07/16/2007, Updated: 01/17/2009  did unlawfully [(fail) (refuse)] to surrender to the Georgia Department of Driver Services upon lawful demand a [(driver's license) (personal identification card issued pursuant to Code Section 40-5-100 of the Official Code of Georgia)] |
| 03 O.C.G.A. § 40-5-120 (3) – (Permit the Unlawful use of a Driver's License or Personal ID Card) Effective: 07/16/2007, Updated: 01/17/2009  did unlawfully permit the unlawful use of a [(driver's license) (personal identification card issued pursuant to Code Section 40-5-100 of the Official Code of Georgia)] in that (Describe Unlawful Use) |
| 04 O.C.G.A. § 40-5-120 (4) – (Did an Act Forbidden or failed to Perform an Act Required by Chapter 5 Title 40) Effective: 07/16/2007, Updated: 01/17/2009  did unlawfully (do an act forbidden) (fail to perform an act required) by Chapter 5 of Title 40 of the Official Code of Georgia, in that (Describe Act or Omission) |
|  | |
| 40-5-121 | **Driving While Disqualified** (Misdemeanor) Effective: 09/12/2008 |
| Driving While Disqualified 03 § 40-5-121 – (Third Offense)  Effective: 09/12/2008, Updated: 09/12/2008  did unlawfully drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, at a time when [(he) (she)] was disqualified to so drive by (Insert Description of Disqualification), and said accused, prior to committing the above-charged offense had been convicted of the following violations of code section 40-5-121of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| Driving While Disqualified 01 § 40-5-121 – (First Offense) Effective: 09/12/2008, Updated: 09/12/2008  did unlawfully drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, at a time when [(he) (she)] was disqualified to so drive by (Insert Description of Disqualification) |
| Driving While Disqualified 02 § 40-5-121 – (Second Offense)  Effective: 09/12/2008, Updated: 09/12/2008  did unlawfully drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, at a time when [(he) (she)] was disqualified to so drive by (Insert Description of Disqualification), and said accused, prior to committing the above-charged offense had been convicted of the following violation of code section 40-5-121of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| Driving While Disqualified 04 § 40-5-121 – (Fourth Offense)  Effective: 09/12/2008, Updated: 09/12/2008  did unlawfully drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, at a time when [(he) (she)] was disqualified to so drive by (Insert Description of Disqualification), and said accused, prior to committing the above-charged offense had been convicted of the following violations of code section 40-5-121of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
|  | |
| 40-5-121 | **Driving While License Revoked** (Misdemeanor) Effective: 01/01/1990 |
| Driving While License Revoked 01 § 40-5-121 – (First Offense) Effective: 07/16/2007, Updated: 11/20/2008  having been served on (Insert Date of Service), [(in person) (by certified mail)], with notice that [(his) (her)] driver's license had been revoked, did unlawfully drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, at a time when his privilege to so drive had been revoked by the Department of Driver Services, and [(he) (she) not having thereafter obtained a valid driver's license |
| Driving While License Revoked 02 § 40-5-121 – (Second Offense)  Effective: 09/12/2008, Updated: 11/20/2008  having been served on (Insert Date of Service), [(in person) (by certified mail)], with notice that [(his) (her)] driver's license had been revoked, did unlawfully drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, at a time when his privilege to so drive had been revoked by the Department of Driver Services, and [(he) (she) not having thereafter obtained a valid driver's license, and said accused, prior to committing the above-charged offense had been convicted of the following violation of code section 40-5-121of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| Driving While License Revoked 03 § 40-5-121 – (Third Offense)  Effective: 09/12/2008, Updated: 11/20/2008  having been served on (Insert Date of Service), [(in person) (by certified mail)], with notice that [(his) (her)] driver's license had been revoked, did unlawfully drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, at a time when his privilege to so drive had been revoked by the Department of Driver Services, and [(he) (she) not having thereafter obtained a valid driver's license, and said accused, prior to committing the above-charged offense had been convicted of the following violations of code section 40-5-121of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| Driving While License Revoked 04 § 40-5-121 – (Fourth Offense)  Effective: 09/12/2008, Updated: 11/20/2008  having been served on (Insert Date of Service), [(in person) (by certified mail)], with notice that [(his) (her)] driver's license had been revoked, did unlawfully drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, at a time when his privilege to so drive had been revoked by the Department of Driver Services, and [(he) (she) not having thereafter obtained a valid driver's license, and said accused, prior to committing the above-charged offense had been convicted of the following violations of code section 40-5-121of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
|  | |
| 40-5-121 | **Driving Without a License** (Misdemeanor) Effective: 09/12/2008 |
| Driving Without a License 01 § 40-5-121 – (First Offense) Effective: 09/12/2008, Updated: 09/12/2008  did drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, without being licensed to do so as required by subsection (a) of 40-5-20 |
| Driving Without a License 02 § 40-5-121 – (Second Offense) Effective: 09/12/2008, Updated: 09/12/2008  did drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, without being licensed to do so as required by subsection (a) of 40-5-20, and said accused, prior to committing the above-charged offense had been convicted of the following offense of Driving Without a License: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| Driving Without a License 03 § 40-5-121 – (Third Offense)  Effective: 09/12/2008, Updated: 09/12/2008  did drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, without being licensed to do so as required by subsection (a) of 40-5-20, and said accused, prior to committing the above-charged offense had been convicted of the following offenses of Driving Without a License: : [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which he was sentenced on (date of plea/sentence) [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| Driving Without a License 04 § 40-5-121 – (Fourth Offense)  Effective: 09/12/2008, Updated: 09/12/2008  did drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, without being licensed to do so as required by subsection (a) of 40-5-20, and said accused, prior to committing the above-charged offense had been convicted of the following offenses of Driving Without a License: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence); [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
|  | |
| 40-5-121(a) | **Driving While License Suspended** (Misdemeanor) Effective: 01/01/1990 |
| Driving While License Suspended 01 § 40-5-121 – (First Offense) Effective: 07/16/2007, Updated: 11/20/2008  having been served on (Insert Date of Service), [(in person) (by certified mail)], with notice that [(his) (her)] driver's license had been suspended, did unlawfully drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, at a time when his privilege to so drive had been suspended by the Department of Driver Services, and [(he) (she) not having thereafter obtained a valid driver's license, |
| Driving While License Suspended 01 § 40-5-121 – (First Offense) (Not Served) Effective: 07/16/2007, Updated: 11/07/2011  did unlawfully drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, at a time when his privilege to so drive had been suspended by the Department of Driver Services, and [(he) (she) not having thereafter obtained a valid driver's license, |
| Driving While License Suspended 02 § 40-5-121 – (Second or subsequent Offense)  Effective: 09/12/2008, Updated: 11/07/2011  having been served on (Insert Date of Service), [(in person) (by certified mail)], with notice that [(his) (her)] driver's license had been suspended, did unlawfully drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, at a time when his privilege to so drive had been suspended by the Department of Driver Services, and [(he) (she) not having thereafter obtained a valid driver's license, and said accused, prior to committing the above-charged offense had been convicted of the following violation(s) of code section 40-5-121of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| Driving While License Suspended 02 § 40-5-121 – (Second or subsequent Offense) (Not Served) Effective: 09/12/2008, Updated: 11/07/2011  did unlawfully drive a motor vehicle upon (Insert Name of Roadway), a [(road) (highway) (street)] in the State of Georgia, at a time when his privilege to so drive had been suspended by the Department of Driver Services, and [(he) (she) not having thereafter obtained a valid driver's license, and said accused, prior to committing the above-charged offense had been convicted of the following violation(s) of code section 40-5-121of the Official Code of Georgia: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
|  | |
| 40-5-122 | **Permitting Unlicensed Person to Drive** (Misdemeanor) Effective: 01/01/1990 |
| Permitting Unlicensed Person to Drive O.C.G.A. § 40-5-122 Effective: 07/16/2007, Updated: 01/09/2009  did knowingly [(authorize) (permit)] a motor vehicle [(owned by <him> <her>) (under <his> <her>control)] to be driven upon (Insert Name of Roadway), a [(road) (street) (highway)], by (Insert Name of Person Permitted to Drive), a person [(not authorized to drive under Chapter 5 of Title 40 of the Official Code of Georgia) (not licensed for the <type> <class> of vehicle driven) (in violation of Code Section <Insert Name of Other applicable Provision>a provision of Chapter 5 Title 40 of the Official Code of Georgia)] |
|  | |
| 40-5-123 | **Permitting Unauthorized Minor to Drive** (Misdemeanor) Effective: 01/01/1990 |
| Permitting Unauthorized Minor to Drive O.C.G.A. § 40-5-123 Effective: 07/16/2007, Updated: 01/18/2009  did unlawfully [(cause) (knowingly permit)] Insert Name of Child), [(his) (her)] [(child) (ward)] under the age of 18 years to drive (Insert Description of Motor Vehicle), a motor vehicle, upon (Insert Name of Highway), a [(road) (street) (highway)], when such minor was [(not authorized under) (in violation of Code Section <Insert Specific Code Section>)] of Chapter 5 Title 40 of the Official Code of Georgia |
|  | |
| 40-5-125(a) | **Improper Use of Driver's License** (Misdemeanor) Effective: 01/01/1990 |
| Improper Use of Driver’s License 01 O.C.G.A. § 40-5-125 (a) (1) – (Loaned his/her License to Another) Effective: 07/16/2007, Updated: 01/16/2009  did unlawfully lend [(his) (her)] [(driver's license) (identification card)] to (Insert Name of Another Person) |
| Improper Use of Driver’s License 02 O.C.G.A. § 40-5-125 (a) (1) – (Permitted another to use his/her License) Effective: 07/16/2007, Updated: 01/16/2009  did knowingly permit the use [(his) (her)] [(driver's license) (identification card)] by (Insert Name of Another Person) |
| Improper Use of Driver’s License 03 O.C.G.A. § 40-5-125 (a) (2) – (Displayed or Represented the License of Another as his/her own) Effective: 07/16/2007, Updated: 01/16/2009  did unlawfully [(display) (represent)] as [(his) (her)] own a [(driver's license) (identification card)] not issued to the accused |
| NOTE: REGARDING O.C.G.A. § 40-5-125 (b) Effective: 01/16/2009, Updated: 01/16/2009  SEE: Making a False Statement 04 O.C.G.A. § 16-10-20 – (Making a False Statement in Application for Driver's License) [See: 40-5-125 (b)] |
|  | |
| 40-5-146 | **Operating Commercial Vehicle without Valid License** (Misdemeanor) Effective: 01/01/1990 |
| Operating Commercial Vehicle without Valid License 01 O.C.G.A. § 40-5-146 (a) – (Driving w/o Commercial Driver’s License for Vehicle being Driven) Effective: 07/16/2007, Updated: 01/16/2009  did unlawfully operate (Insert Description of Vehicle), a commercial motor vehicle, [(not having been issued) (not being in immediate possession of)] a commercial driver's license valid for the vehicle being driven by [(him) (her)] |
| Operating Commercial Vehicle without Valid License 02 O.C.G.A. § 40-5-146 (b) (1) – (Driving While Driver’s License Suspended, Revoked or Canceled) Effective: 07/16/2007, Updated: 01/16/2009  did unlawfully drive (Insert Description of Vehicle), a commercial motor vehicle [(while the [(his) (her) driving privilege was [(suspended) (revoked) (canceled)] |
| Operating Commercial Vehicle without Valid License 03 O.C.G.A. § 40-5-146 (b) (1) – (Driving While Subject to a Disqualification) Effective: 01/16/2009, Updated: 01/16/2009  did unlawfully drive (Insert Description of Vehicle), a commercial motor vehicle while subject to (Insert Particulars of Disqualification), a disqualification |
| Operating Commercial Vehicle without Valid License 04 O.C.G.A. § 40-5-146 (b) (2) – (Driving in Violation of an Out of Service Order) Effective: 01/16/2009, Updated: 01/16/2009  did unlawfully drive (Insert Description of Vehicle), a commercial motor vehicle, in violation of an out of service order stating (Insert Particulars of the Out of Service Order) |
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| 40-5-159(b) | **Reporting Fraudulent Information to the Department of Driver Services** (Misdemeanor) Effective: 10/22/2009 |
|  | |
| 40-5-179 | **Fraudulent Use of Identification Cards** (Misdemeanor) Effective: 07/16/2007 |
| Fraudulent Use of Identification Cards 01 O.C.G.A. § 40-5-179 (1) – (Loaning Identification Card to Another Person) Effective: 07/16/2007, Updated: 02/18/2009  having been issued an identification card for Persons with disabilities, did unlawfully lend [(his) (her)] said identification card to (Insert Name of Person), another person |
| Fraudulent Use of Identification Cards 02 O.C.G.A. § 40-5-179 (1) – (Permitting the Use of Identification Card by Another Person) Effective: 07/16/2007, Updated: 02/18/2009  having been issued an identification card for Persons with disabilities, did knowingly permit the use of [(his) (her)] said identification card by (Insert Name of Person), another person |
| Fraudulent Use of Identification Cards 03 O.C.G.A. § 40-5-179 (2) – (Representing Identification Card of Another as his/her own) Effective: 07/16/2007, Updated: 02/18/2009  not having been issued an identification card for persons with disabilities, did [(display) (represent)] an identification card for persons with disabilities which had been issued to (Insert Name of Person), as being [(his) (her)] own identification card for persons with disabilities |
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| 40-6-2 | **Failure to Obey Person Directing Traffic** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Obey Person Directing Traffic O.C.G. A. § 40-6-2 Effective: 07/28/2008, Updated: 07/28/2008  did unlawfully [(fail) (refuse)] to comply with the lawful [(order) (direction)] of (Insert Name of Traffic Control Officer), a [(a police officer) (a firefighter) (an authorized police volunteer) (a school-crossing guard)], designated by (Insert Name of Law Enforcement Agency), invested by law with authority to [(direct) (control) (regulate)] traffic |
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| 40-6-6 | **Unlawful operation of Emergency Vehicle** (Misdemeanor) Effective: 02/12/2008 |
| Unlawful Operation of Emergency Vehicle O.C.G.A. § 40-6-6 (e) Effective: 09/03/2008, Updated: 09/03/2008  did unlawfully operate (Insert Description of Vehicle), an authorized emergency vehicle, with flashing lights, other than as authorized by subsection (c) of code section 40-6-6 |
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| 40-6-17 | **Unlawful Possession of a Traffic-Control Device Preemption Emitter** (Misdemeanor) Effective: 10/22/2009 |
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| 40-6-21(3)(A) | **Stop Line Violation** (Misdemeanor) Effective: 11/14/2009 |
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| 40-6-25 | **Display of Unauthorized Signs, Signals or Markings** (Misdemeanor) Effective: 07/19/2008 |
| Display of Unauthorized Signs, Signals or Markings 01 O.C.G.A. § 40-6-25 (a) – (Sign Imitating or Resembling a Traffic-Control Device, Railroad Sign or Railroad Signal) Effective: 02/26/2009, Updated: 02/26/2009  did unlawfully [(place) (maintain) (display)] [(upon) (in view of)] (Insert Name of Highway), a highway, a [(sign) (signal) (marking) (device)] which [(purported to be) (was an imitation of) (resembled)] (Insert Identity of Device or Sign), [(an official traffic-control device) (railroad <sign> <signal>)] |
| Display of Unauthorized Signs, Signals or Markings 02 O.C.G.A. § 40-6-25 (a) – (Sign which Attempted to Direct Traffic Movement) Effective: 02/26/2009, Updated: 02/26/2009  did unlawfully [(place) (maintain) (display)] [(upon) (in view of)] (Insert Name of Highway), a highway, a [(sign) (signal) (marking) (device)] which attempted to direct the movement of traffic |
| Display of Unauthorized Signs, Signals or Markings 03 O.C.G.A. § 40-6-25 (a) – (Sign which Interfered with the effectiveness of a Traffic-Control Device, Railroad Sign or Railroad Signal) Effective: 02/26/2009, Updated: 02/26/2009  did unlawfully [(place) (maintain) (display)] [(upon) (in view of)] (Insert Name of Highway), a highway, a [(sign) (signal) (marking) (device)] which [(hid from view) (interfered with the effectiveness of)] (Insert Identity of Device or Sign), [(an official traffic-control device) (railroad <sign> <signal>)] |
| Display of Unauthorized Signs, Signals or Markings 04 O.C.G.A. § 40-6-25 (b) – (Sign Bearing Commercial Advertising) Effective: 02/26/2009, Updated: 02/26/2009  did unlawfully [(maintain) (place)] upon (Insert Name of Highway), a highway, a traffic [(sign) (signal)] bearing thereon commercial advertising |
| PENALTY PROVISIONS: Effective: 02/26/2009, Updated: 02/26/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-27 | **Installation of Blue Retroreflective Raised Pavement Marker** (Misdemeanor) Effective: 07/18/2008 |
| Installantion of Blue Retroreflective Raised Pavement Marker O.C.G.A. § 40-6-27 Effective: 02/20/2009, Updated: 02/20/2009  did unlawfully [(place) (install)] a blue retroreflective raised pavement marker on Insert Name of Highway, Road or Street), a public [(highway) (road) (street)] |
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| 40-6-41 | **Improper Passing of Vehicle Proceeding in Opposite Directions** (Misdemeanor) Effective: 07/08/2009 |
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| 40-6-42(1) | **Improper Passing of Vehicle Proceeding in the Same Direction** (Misdemeanor) Effective: 07/29/2008 |
| 01 O.C.G.A. § 40-6-42 (1) – Safe Distance to Left Effective: 07/29/2008, Updated: 07/29/2008  while overtaking another vehicle proceeding in the same direction on (Insert Name of Roadway), did pass to the left of said vehicle at an unsafe distance |
| 02 O.C.G.A. § 40-6-42 (1) – Safely Clear of Overtaken Vehicle Effective: 07/29/2008, Updated: 07/29/2008  while overtaking another vehicle proceeding in the same direction on (Insert Name of Roadway), did drive back to the right side of the roadway after passing said vehicle on the left side, without being safely clear of said overtaken vehicle |
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| 40-6-43 | **Improper Passing on the Right** (Misdemeanor) Effective: 01/01/1990 |
| 02 O.C.G.A. § 40-6-43 (2) – (Insufficient Unobstructed Roadway Width)  Effective: 07/29/2008, Updated: 07/29/2008  being the driver of a vehicle on (Insert Name of Roadway), did unlawfully overtake and pass upon the right of another vehicle in violation of code section 40-6-43, in that said roadway lacked unobstructed pavement of sufficient width for two or more lanes of moving vehicles in the direction [(he) (she)] was traveling |
| Improper Passing on the Right 01 O.C.G.A. § 40-6-43 (1) – (Overtaken Vehicle Not Turning Left) Effective: 07/29/2008, Updated: 07/29/2008  being the driver of a vehicle on (Insert Name of Roadway), did unlawfully overtake and pass upon the right of another vehicle in violation of code section 40-6-43, in that the overtaken vehicle was not making or about to make a left turn |
| Improper Passing on the Right 03 O.C.G.A. § 40-6-43 (3) – (Existence of Unsafe Conditions) Effective: 07/29/2008, Updated: 07/29/2008  being the driver of a vehicle on (Insert Name of Roadway), did unlawfully overtake and pass upon the right of another vehicle in violation of code section 40-6-43, in that conditions existed which made such movement unsafe, to wit: (Describe Unsafe Conditions) |
| Improper Passing on the Right 04 O.C.G.A. § 40-6-43 (3) – (Driving Off the Roadway)  Effective: 07/29/2008, Updated: 07/29/2008  being the driver of a vehicle on (Insert Name of Roadway), did unlawfully overtake and pass upon the right of another vehicle in violation of code section 40-6-43, in that such movement could not be made without driving off said roadway |
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| 40-6-44 | **Improper Passing on Left** (Misdemeanor) Effective: 01/01/1990 |
| Improper Passing on the Left O.C.G.A. § 40-6-44 Effective: 05/22/2008, Updated: 05/22/2008  while driving a (description of vehicle being driven), a motor vehicle, on (specify location) to the left side of the center of the roadway in [(passing)(overtaking)] a vehicle proceeding in the same direction, did unlawfully interfere with the operation of a (specify vehicle), [(a vehicle approaching from the opposite direction)(a vehicle being overtaken)], and failed to [(return to an authorized lane of travel before coming within 200 feet of said approaching vehicle)(return to an authorized lane of travel as son as practicable)] |
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| 40-6-46 | **Improper Passing** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 40-6-46 – (Driving or Passing Within Area Designated No-Passing Zone by Signs or Markings) Effective: 07/16/2007, Updated: 01/08/2009  did unlawfully [(drive) (pass)] on the left side of the roadway on (Insert Name of Roadway) within an area in which [(signs) (markings)] were in place defining said area to be a non-passing zone |
| 02 O.C.G.A. § 40-6-46 – (Driving or Passing Within Area Designated No-Passing Zone by Pavement Striping) Effective: 01/08/2009, Updated: 01/08/2009  did unlawfully [(drive) (pass)] on the left side of the roadway on (Insert Name of Roadway) within an area in which pavement striping was in place designating said area to be a non-passing zone |
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| 40-6-47 (b) | **Driving the Wrong Way on a One-Way Roadway** (Misdemeanor) Effective: 01/01/1990 |
| Driving the Wrong Way on a One-Way Roadway O.C.G.A. § 40-6-47 (b) – (Roadway Designated for One-Way Traffic) Effective: 07/30/2008, Updated: 07/30/2008  while driving upon (Insert Name of Roadway), a roadway designated for one-way traffic, did unlawfully drive in the opposite direction from the designated direction of traffic upon said roadway |
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| 40-6-90 | **Ped. Failure to Obey Traffic Control Device** (Misdemeanor) Effective: 01/28/2011 |
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| 40-6-91(d) | **Improper Passing of Vehicle at Crosswalk** (Misdemeanor) Effective: 09/03/2008 |
| Improper Passing of Vehicle at Crosswalk O.C.G.A. § 40-6-91 (d) Effective: 09/03/2008, Updated: 09/03/2008  being the driver of a vehicle on (Insert Name of Roadway) at its intersection with (Insert Name of Intersecting Street), did unlawfully approach from the rear, overtake and pass a vehicle which was stopped at a [(marked) (unmarked)] crosswalk at said intersection to permit a pedestrian to cross said roadway |
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| 40-6-92 | **Improper Crossing of Roadway by Pedestrian** (Misdemeanor) Effective: 07/18/2008 |
| 01 O.C.G.A. § 40-6-92 (a) – (While Crossing at a Point Other than Within a Marked Crosswalk) Effective: 02/24/2009, Updated: 02/24/2009  being a pedestrian crossing (Insert Name of Roadway) at a point other than [(within a marked crosswalk) (within an unmarked crosswalk)] at (Insert Name of Intersecting Roadway), an intersection, did unlawfully fail to yield the right of way to all vehicles upon the roadway |
| 02 O.C.G.A. § 40-6-92 (b) – (While Crossing at a Point Where a Pedestrian Tunnel or Overhead Pedestrian Crossing was Provided) Effective: 02/24/2009, Updated: 02/24/2009  being a pedestrian crossing (Insert Name of Roadway) at a point where [(a pedestrian tunnel) (an overhead pedestrian crossing)] was provided but having failed to utilize same, did unlawfully fail to yield the right of way to all vehicles upon the roadway |
| 03 O.C.G.A. § 40-6-92 (c) – (Failure to Use Crosswalk While Crossing Between Adjacent Intersections at Which Traffic-Control Signals are in Operation) Effective: 02/24/2009, Updated: 02/24/2009  being a pedestrian, did unlawfully cross (Insert Name of Roadway) at a place other than a marked crosswalk, between its intersection with (Insert Name of Intersecting Roadway) and its intersection with (Insert Name of Intersecting Roadway), adjacent intersections at which traffic-control signals were in operation |
| 04 O.C.G.A. § 40-6-92 (d) – (Crossing Roadway Diagonally When not authorized by Traffic-Control Devices) Effective: 02/24/2009, Updated: 02/24/2009  being a pedestrian, did unlawfully cross an intersection diagonally on (Insert Name of Roadway) at its intersection with (Insert Intersecting Roadway) where such was not authorized by an official traffic-control device |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-126 | **Improper Use of Central Lane** (Misdemeanor) Effective: 01/17/2007 |
| Improper Use of Central Lane 01 O.C.G.A. § 40-6-126 Effective: 07/29/2008, Updated: 07/29/2008  did unlawfully operate [(his) (her)] vehicle in the central lane on (Insert Name of Roadway) for a purpose other than to make a left turn |
| Improper Use of Central Lane 02 O.C.G.A. § 40-6-126 Effective: 07/29/2008, Updated: 07/29/2008  did unlawfully enter [(his) (her)] vehicle into the central lane on (Insert Name of Roadway) at a location which was more than 300 feet from the location where the vehicle turned left |
| Improper Use of Central Lane 03 O.C.G.A. § 40-6-126 Effective: 07/29/2008, Updated: 07/29/2008  did unlawfully operate [(his) (her)] vehicle in the central lane on (Insert Name of Roadway) for more than 300 feet |
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| 40-6-141 | **Failure to Obey Railroad Crossing Stop Sign** (Misdemeanor) Effective: 07/18/2008 |
| Failure to Obey Railroad Crossing Stop Sign O.C.G.A. § 40-6-141 Effective: 02/24/2009, Updated: 02/24/2009  being the driver of (Insert Description of Vehicle), a vehicle, at a railroad grade crossing located at (Insert Name of Roadway) where there was erected a stop sign, did unlawfully fail to stop within 50 feet but not less than 15 feet from the nearest rail of such railroad and proceed only upon exercising due care |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-142 | **Failure to Stop at Railroad Crossing** (Misdemeanor) Effective: 07/18/2008 |
| 01 O.C.G.A. § 40-6-142 – (Failure to Stop and Wait until it was Safe to Proceed) Effective: 02/24/2009, Updated: 02/24/2009  being the driver of (Insert Description of Vehicle), a [(motor vehicle carrying passengers for hire) (bus) (school bus) (vehicle carrying explosive substances) (vehicle carrying flammable liquids) (vehicle carrying hazardous waste) (vehicle carrying hazardous constituents) (vehicle carrying hazardous acidic liquids)], at a railroad crossing located at (Insert Location), did unlawfully fail to [(stop said vehicle within 50 feet but not less than 15 feet from the nearest rail of such railroad before crossing) (listen and look in both directions along such track for any approaching train and for signals indicating the approach of a train) (wait until it was safe to proceed across said railroad) |
| 02 O.C.G.A. § 40-6-142 – (Failure to Cross a Railroad Crossing Without Shifting Gears) Effective: 02/24/2009, Updated: 02/24/2009  being the driver of (Insert Description of Vehicle), a [(motor vehicle carrying passengers for hire) (bus) (school bus) (vehicle carrying explosive substances) (vehicle carrying flammable liquids) (vehicle carrying hazardous waste) (vehicle carrying hazardous constituents) (vehicle carrying hazardous acidic liquids)], at a railroad crossing located at (Insert Location), did unlawfully fail to proceed across said railroad crossing in such gear of said vehicle that would have permitted [(him) (her)] to have crossed the said crossing without the necessity of changing gears in that it was necessary for the accused to shift gears while crossing said crossing |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-144 | **Driving on Sidewalk** (Misdemeanor) Effective: 02/24/2009 |
| Driving on Sidewalk O.C.G.A. § 40-6-144 Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully drive the [(his) (her)] vehicle upon a sidewalk located at (Insert Address ) not being a [(permanent) (duly authorized)] driveway |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-144 | **Improper Exit onto Roadway** (Misdemeanor) Effective: 07/18/2008 |
| Improper Exit onto Roadway 01 O.C.G.A. § 40-6-144 – (Failure to Stop Immediately Prior to driving onto Sidewalk) Effective: 02/24/2009, Updated: 02/24/2009  being the driver of a vehicle emerging from an [(alley) (building) (private road) (driveway)] within a [(business) (residential)] district located at (Insert Address), did unlawfully fail to stop such vehicle immediately prior to driving onto [(a sidewalk) (the sidewalk area extending across said <alley> <building entrance> <road> <driveway>)] |
| Improper Exit onto Roadway 02 O.C.G.A. § 40-6-144 – (Where No Sidewalk Exists – Failure to Stop at Point Nearest to Street to be Entered) Effective: 02/24/2009, Updated: 02/24/2009  being the driver of a vehicle emerging from an [(alley) (building) (private road) (driveway)] within a [(business) (residential)] district located at (Insert Address), did unlawfully fail to stop at the point nearest the street to be entered where [(he) (she)] had a view of approaching traffic thereon |
| Improper Exit onto Roadway 03 O.C.G.A. § 40-6-144 – (Failure to Yield to Pedestrian on Sidewalk) Effective: 02/24/2009, Updated: 02/24/2009  being the driver of a vehicle emerging from an [(alley) (building) (private road) (driveway)] within a [(business) (residential)] district located at (Insert Address), did unlawfully fail to yield the right of way to (Insert Name), a pedestrian on the sidewalk |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-160 | **Exceeding Speed Limits for School Bus** (Misdemeanor) Effective: 07/18/2008 |
| Exceeding Speed Limits for School Buses 01 O.C.G.A. § 40-6-160 (a) (1) – (Transporting Students on Public Roadway) Effective: 02/21/2009, Updated: 02/21/2009  did unlawfully operate a school bus transporting school children [(to and from school) (to and from school activities)] at a speed greater than 40 miles per hour on (Insert Name of Public Road), a public road other than one which is a part of The Dwight D. Eisenhower System of Interstate and Defense Highways |
| Exceeding Speed Limits for School Buses 02 O.C.G.A. § 40-6-160 (a) (2) – (Transporting Students on Interstate Highway) Effective: 02/21/2009, Updated: 02/21/2009  did unlawfully operate a school bus transporting school children [(to and from school) (to and from school activities)] at a speed greater than 55 miles per hour on (Insert Name of Interstate), a public road which is a part of The Dwight D. Eisenhower System of Interstate and Defense Highways |
| Exceeding Speed Limits for School Buses 03 O.C.G.A. § 40-6-160 (b) – (Transporting Students without Loading and/or Unloading During Transportation) Effective: 02/21/2009, Updated: 02/21/2009  while transporting school children [(to and from an event) (to and from a school activity) (from one school to another school)] in a [(school bus) (express bus)] which was not loading or unloading children during said transportation, did unlawfully operate said bus at a speed greater than 55 miles per hour on (Insert Name of Public Road or Interstate), a public road [(other than one which is a part of The Dwight D. Eisenhower System of Interstate and Defense Highways) (which is a part of The Dwight D. Eisenhower System of Interstate and Defense Highways)] |
| PENALTY PROVISIONS: Effective: 02/21/2009, Updated: 02/21/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-161 (b) | **Operating School Bus without Communication Equipment** (Misdemeanor) Effective: 07/18/2008 |
| Operating School Bus without Communication Equipment O.C.G.A. § 40-6-161 (b) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully operate a school bus transporting children on (Insert Name of Roadway) without said bus being equipped with a device to allow live communication between the driver and [(school officials) (public safety officials) (both school officials and public safety officials)] |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-161(a) | **Operating School Bus without Headlights** (Misdemeanor) Effective: 07/18/2008 |
| Failure to Use School Bus Headlights O.C.G.A. § 40-6-161 (a) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully operate a school bus transporting children on (Insert Name of Roadway) without the headlights on said bus being illuminated |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-162 | **Failure to Use Visual Signals on School Bus** (Misdemeanor) Effective: 07/18/2008 |
| Failure to Use Visual Signals on School Bus O.C.G.A. § 40-6-162 Effective: 02/24/2009, Updated: 02/24/2009  being a school bus driver, did unlawfully fail to actuate the visual signals required by Code Sections 40-8-111 and 40-8-115 of the Official Code of Georgia when the school bus was stopped on (Insert Name of Roadway) for the purpose of [(receiving) (discharging)] school children |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-242 | **Interference with Driver's Control of Vehicle** (Misdemeanor) Effective: 07/19/2008 |
| Interference with Driver’s Control of Vehicle 01 O.C.G.A. § 40-6-242 (a) – (Interference with Control of Vehicle Overloading or Allowing too many Passengers) Effective: 02/25/2009, Updated: 02/25/2009  being the driver of (Insert Description of Vehicle), a vehicle, on (Insert Name of Roadway), drive said vehicle [(when it was so loaded) (when there was in the front seat <Insert # of Passengers> persons, exceeding 3 persons) so as to interfere with the driver's control over the driving mechanism of the vehicle in that (Insert Description of Manner of Interference) |
| Interference with Driver’s Control of Vehicle 02 O.C.G.A. § 40-6-242 (b) – (Passenger’s Interference with Control of Driver) Effective: 02/25/2009, Updated: 02/25/2009  being a passenger in (Insert Description of Vehicle), a vehicle driven by (Insert Name of Driver), on (Insert Name of Highway), did unlawfully [(ride in such position) (commit <Insert Description of Act), an act ) so as to interfere with the driver's control over the driving mechanism of the vehicle in that (Insert Description of Manner of Interference) |
| PENALTY PROVISIONS: Effective: 02/25/2009, Updated: 02/25/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-242 | **Obstruction of Driver's View** (Misdemeanor) Effective: 06/05/2008 |
| 01 O.C.G.A. § 40-6-242 (a) – (Obstructed View from Overloading or Allowing too many Passengers in Vehicle) Effective: 02/25/2009, Updated: 02/25/2009  being the driver of (Insert Description of Vehicle), a vehicle, on (Insert Name of Roadway), did unlawfully drive said vehicle [(when it was so loaded) (when there was in the front seat <Insert # of Passengers> persons, exceeding 3 persons) so as to obstruct the view of the driver to the [(front) (sides)] of said vehicle in that (Insert Description of Manner of Obstruction) |
| 02 O.C.G.A. § 40-6-242 (b) – (Passenger’s Interference with Driver’s View) Effective: 02/25/2009, Updated: 02/25/2009  being a passenger in (Insert Description of Vehicle), a vehicle driven by (Insert Name of Driver), on (Insert Name of Highway), did unlawfully [(ride in such position) (commit <Insert Description of Act), an act )] so as to interfere with the driver's view [(ahead) (to the sides)] of said vehicle in that (Insert Description of Manner of Obstruction) |
| PENALTY PROVISIONS: Effective: 02/25/2009, Updated: 02/25/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-244 | **Riding in House Trailer** (Misdemeanor) Effective: 07/19/2008 |
| PENALTY PROVISIONS: Effective: 02/26/2009, Updated: 02/26/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
| Riding in House Trailer O.C.G.A. § 40-6-244 Effective: 02/26/2009, Updated: 02/26/2009  being the driver of a motor vehicle towing a house trailer, did unlawfully allow [(a person) (persons)] to occupy the trailer while it was being towed upon (Insert Name of Highway), a public highway, to wit: (Insert Name or Names of Trailer Occupants) |
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| 40-6-245 | **Improper Driving Through Canyon or Mountain Highway** (Misdemeanor) Effective: 07/18/2008 |
| 01 O.C.G.A. § 40-6-245 – (Controlling Vehicle as near to Right-Hand Edge of Highway as Reasonably Possible) Effective: 02/20/2009, Updated: 02/20/2009  being the driver of (Insert Name of Vehicle), a vehicle traveling [(through a defile) (through a canyon) (on a mountain highway)] on (Insert Name of Highway), did unlawfully fail to hold said vehicle under control as near to the right-hand edge of the highway as reasonably possible |
| 02 O.C.G.A. § 40-6-245 – (Failing to Give Audible Warning with the Horn when Approaching Curve with Obstructed View) Effective: 02/20/2009, Updated: 02/20/2009  being the driver of (Insert Name of Vehicle), a vehicle traveling [(through a defile) (through a canyon) (on a mountain highway)] on (Insert Name of Highway), did unlawfully fail to give an audible warning with the horn of said vehicle upon approaching a curve where the view was obstructed within a distance of 200 feet along the highway |
| PENALTY PROVISIONS: Effective: 02/20/2009, Updated: 02/20/2009  § 40-6-298. Violation of part a misdemeanor; duty of parents and guardians (a) It is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this part. |
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| 40-6-246 | **Coasting** (Misdemeanor) Effective: 07/18/2008 |
| Coasting 01O.C.G.A. § 40-6-246 (a) – (Coasting in a Motor Vehicle) Effective: 02/20/2009, Updated: 02/20/2009  being the driver of (Insert Name/Description of Vehicle), a motor vehicle, which was traveling upon a down grade on (Insert Name of Roadway), did unlawfully coast with the [(gears) (transmission)] of said vehicle in neutral |
| Coasting 02 O.C.G.A. § 40-6-246 (b) – (Coasting in a Truck or Bus) Effective: 02/20/2009, Updated: 02/20/2009  being the driver of (Insert Name/Description of Vehicle), a [(truck) (bus)] which was traveling upon a down grade on (Insert Name of Highway), did unlawfully coast with the clutch of said vehicle disengaged |
| PENALTY PROVISIONS: Effective: 02/20/2009, Updated: 02/20/2009  § 40-6-298. Violation of part a misdemeanor; duty of parents and guardians (a) It is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this part. |
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| 40-6-292 | **Improper Manner of Riding Bicycle** (Misdemeanor) Effective: 07/18/2008 |
| 01 O.C.G.A. § 40-6-292 (a) – (Riding in a Manner Other than Upon a Permanent Seat Attached Thereto) Effective: 02/24/2009, Updated: 02/24/2009  being a person propelling a bicycle on (Insert Address of Location), did unlawfully ride in a manner other than upon or astride a permanent and regular seat attached thereto in that (Insert Description of Manner of Riding) |
| 02 O.C.G.A. § 40-6-292 (a) – (Allowing Another Person to Ride Upon Handlebars) Effective: 02/24/2009, Updated: 02/24/2009  being a person propelling a bicycle on (Insert Address of Location), did unlawfully allow a person to ride upon the handlebars |
| 03 O.C.G.A. § 40-6-292 (b) – (Allowing More Persons at One Time than the Number For Which it was Designed) Effective: 02/24/2009, Updated: 02/24/2009  use a bicycle on (name location) to carry (give number) people, same being (give number) more than it was designed and equipped to carry |
| 04 O.C.G.A. § 40-6-292 (c) – (Transporting a Child Under One Year Old) Effective: 02/24/2009, Updated: 02/24/2009  being a person propelling a bicycle on (Insert Location), a [(highway) (roadway) (bicycle path) (sidewalk)], did unlawfully transport (Insert Name of Child), a child under the age of one year, as a passenger on said bicycle, without properly ensuring said child was secured in a manner approved in Code Section 40-6-292 of the Official Code of Georgia, and was wearing a bicycle helmet as required under Paragraph (1) of Subsection (e) of Code Section 40-6-296 of the Official Code of Georgia |
| 5 O.C.G.A. § 40-6-292 (d) – (Transporting a Child Between the Ages of One Year and Four Years) Effective: 02/24/2009, Updated: 02/24/2009  being a person propelling a bicycle on (Insert Location), did unlawfully transport (Insert Name of Child), a child between the age of one year and four years, without properly ensuring said child was secured in a manner approved in Subsection (d) of Code Section 40-6-292 of the Official Code of Georgia |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-295 | **Improperly Carrying Articles on a Bicycle** (Misdemeanor) Effective: 07/19/2008 |
| Improperly Carrying Articles on a Bicycle O.C.G.A. § 40-6-295 Effective: 02/25/2009, Updated: 02/25/2009  being a person operating a bicycle on (Insert Name of Roadway), did unlawfully carry a [(package) (bundle) (Insert Description of Other Applicable Item)] which prevented [(him) (her)] from keeping at least one hand upon the handlebars of said bicycle |
| PENALTY PROVISIONS: Effective: 02/25/2009, Updated: 02/25/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-297 | **Improper Reflectors on Bicycle Pedals** (Misdemeanor) Effective: 07/19/2008 |
| Improper Reflectors on Bicycle Pedals 01 O.C.G.A. § 40-6-297 (a) – (Sale of New Bicycle which is not Properly Equipped with Pedal Reflectors) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully sell a [(new bicycle) (a pedal for use on a bicycle)] without the pedals being properly equipped with reflectors of a type approved by the Department of Public Safety, in that said pedals were (Insert Description of Noncompliance) |
| Improper Reflectors on Bicycle Pedals 02 O.C.G.A. § 40-6-297 (a) – (Sale of New Bicycle with Pedal Reflectors which are not Visible from a Distance of 200 Feet) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully sell a [(new bicycle) (a pedal for use on a bicycle)] equipped with a pedal which was not designed and situated so as to be visible from the front and rear of the said bicycle during darkness from a distance of 200 feet |
| PENALTY PROVISIONS: Effective: 02/25/2009, Updated: 02/25/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-298(b) | **Violation of Duty by Parent or Guardian** (Misdemeanor) Effective: 02/28/2009 |
| Violation of Duty by Parent or Guardian O.C.G.A. § 40-6-298 (b) Effective: 02/28/2009, Updated: 02/28/2009  being the [(parent) guardian)] of (Insert Name of Child), a [(child) (ward)], did [(authorize) (knowingly permit) said [(child) (ward] to violate Code Section (Insert Code Section Violated), a provision of Part 1 of Article 13 of Chapter 6 of Title 40 of the Official Code of Georgia, in that said [(child) (ward] did (Insert Description of Violation), and said accused did (Describe Manner of Authorization or Permission) |
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| 40-6-311 | **Improper Manner of Riding Motorcycle** (Misdemeanor) Effective: 07/18/2008 |
| 01 O.C.G.A. § 40-6-311 (a) – (Not Riding only Upon the Permanent and Regular Seat) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully operate a motorcycle on (Insert Name of Roadway) by riding upon (Insert Description of What Accused was Riding On) not being the permanent and regular seat of said motorcycle |
| 02 O.C.G.A. § 40-6-311 (a) – (Carrying a Passenger on Motorcycle Not Equipped to Carry More than One Person) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully carry (Insert Name of Other Person), another person, on a motorcycle on (Insert Name of Roadway), said motorcycle not having been equipped to carry more than one person |
| 03 O.C.G.A. § 40-6-311 (a) – (Carrying a Passenger on in a Seat Other than Permanent and Regular Seat) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully carry (Insert Name of Other Person), another person, on a motorcycle on (Insert Name of Roadway), on a portion of said motorcycle other than upon [(the permanent and regular seat designed for two persons) (the seat firmly attached to the motorcycle at the <rear> <side> of the operator)] |
| 04 O.C.G.A. § 40-6-311 (b) – (Failing to sit astride the Seat, Facing Forward, with One Leg on Either side of the Motorcycle) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully ride upon a motorcycle on (Insert Name of Roadway) and did not sit astride the seat, facing forward, with one leg on either side of the motorcycle |
| 05 O.C.G.A. § 40-6-311 (c) – (Carrying Objects Preventing Accused from Keeping both Hands on Handlebar) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully operate a motorcycle on (Insert Name of Roadway) while carrying a [(package) (bundle) (Insert Description of Other Applicable Article)] which prevented [(him) (her)] from keeping both hands on the handlebars |
| 06 O.C.G.A. § 40-6-311 (d) – (Riding in a Position which Interfered with Operation or Control of Motorcycle) Effective: 02/24/2009, Updated: 02/24/2009  being the passenger on a motorcycle on (Insert Name of Roadway) did unlawfully ride in a position that interfered with the [(operation of the motorcycle) (control of the motorcycle) (the view of the operator)] by (Insert Description Of Manner of Riding) |
| 08 O.C.G.A. § 40-6-311 (d) – (Riding without Proper Footwear) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully [(operate) (ride upon)] a motorcycle on (Insert Name of Roadway) without wearing footwear [(in addition to) (other than socks)] |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-313 | **Clinging to Other Vehicle** (Misdemeanor) Effective: 07/18/2008 |
| Clinging to Other Vehicles O.C.G.A. § 40-6-313 Effective: 02/20/2009, Updated: 02/20/2009  while riding upon a motorcycle on (Insert Name of Roadway), did unlawfully attach [(himself) (herself) (the motorcycle)] to (Insert Name of Other Vehicle), another vehicle |
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| 40-6-314 | **Improperly Equipped Motorcycle** (Misdemeanor) Effective: 07/18/2008 |
| 01 O.C.G.A. § 40-6-314 (a) – (Footrests for Passengers other than in a Sidecar) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully operate a motorcycle on (Insert Name of Roadway) while carrying (Insert Name of Passenger), a passenger, other than in a sidecar or enclosed cab, and said motorcycle was not equipped with footrests for said passenger |
| 02 [O.C.G.A. § 40-6-314 (b) – (Handlebars more than 15 Inches Above Seat of Operator) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully operate a motorcycle on (Insert Name of Roadway) with handlebars more than 15 inches in height above that portion of the seat occupied by the operator |
| 03 O.C.G.A. § 40-6-314 (b) – (A Backrest Designed so as to Create a Sharp Point at its Apex) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully operate a motorcycle on (Insert Name of Roadway) with a backrest more commonly known as a sissy bar that was designed in such a way as to create a sharp point at its apex |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-330 | **Improper Operation of Motorized Carts** (Misdemeanor) Effective: 07/19/2008 |
| Improper Operation of Motorized Carts O.C.G.A. § 40-6-330 Effective: 02/26/2009, Updated: 02/26/2009  did unlawfully operate a motorized carts on (Insert Name of Street) other than during daylight hours without complying with the equipment regulations promulgated by the commissioner of motor vehicle safety in that (Insert Description of Noncompliance) |
| PENALTY PROVISIONS: Effective: 02/26/2009, Updated: 02/26/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-351 | **Improper Operation of Moped** (Misdemeanor) Effective: 07/19/2008 |
| Improper Operation of Moped 02 O.C.G.A. § 40-6-351 – (Operation while Under Age 15) Effective: 02/26/2009, Updated: 02/26/2009  being under 15 years of age, did unlawfully operate [(a moped) (an electric assisted bicycle)] upon (name roadway), a [(public road) (highway)] |
| Improper Operation of Moped 01 O.C.G.A. § 40-6-351 – (Operation without valid Driver’s License or Permit) Effective: 02/26/2009, Updated: 02/26/2009  did unlawfully operate a moped upon (name roadway), a [(public road) (highway)], without having in the accused's possession a valid driver's license, instructional permit or limited permit issued pursuant to Chapter 5 of Title 40 of the Official Code of Georgia |
| PENALTY PROVISIONS: Effective: 02/26/2009, Updated: 02/26/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-352 | **Improper Protective Headgear** (Misdemeanor) Effective: 07/19/2008 |
| Improper Protective Headgear O.C.G.A. § 40-6-352 Effective: 02/26/2009, Updated: 02/26/2009  did unlawfully [(operate) (ride upon as a passenger)] a moped without wearing protective headgear which complied with standards established by the commissioner of motor vehicle safety |
| PENALTY PROVISIONS: Effective: 02/26/2009, Updated: 02/26/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-353 | **Operation of Moped on Prohibited Road** (Misdemeanor) Effective: 07/19/2008 |
| Operation of Moped on Prohibited Road O.C.G.A. § 40-6-353 Effective: 02/26/2009, Updated: 02/26/2009  did unlawfully operate a moped on (Insert Name of Roadway), a [(public road) (highway)] on which the operation of mopeds had been prohibited by [(the commissioner of Transportation) (<Insert Name of Local Governing Authority>, a local governing authority)] |
| PENALTY PROVISIONS: Effective: 02/26/2009, Updated: 02/26/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter |
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| 40-6-361 | **Improper Operation of Low-Speed Vehicle** (Misdemeanor) Effective: 07/18/2008 |
| Improper Operation of a Low-Speed Vehicle 01 O.C.G.A. § 40-6-361 (b) – (Passing in the Same Land Occupied by Vehicle being Overtaken) Effective: 02/25/2009, Updated: 02/25/2009  being the operator of (Insert Description of Vehicle), a low-speed vehicle, on (Insert Name of Roadway), did unlawfully overtake and pass in the same lane occupied by the vehicle being overtaken |
| Improper Operation of a Low-Speed Vehicle 02 O.C.G.A. § 40-6-361 (c) – (Operation of Vehicle Between Lanes of Traffic, Adjacent Lines or Rows of Vehicles) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully operate a (Insert Description of Vehicle), a low-speed vehicle, on (Insert Name of Roadway), between [(lanes of traffic) (between adjacent lines) (between rows of vehicles)] |
| Improper Operation of a Low-Speed Vehicle 03 O.C.G.A. § 40-6-361 (d) – (Operation of Vehicle Two or More Abreast in a Single Lane)  Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully operate a (Insert Description of Vehicle), a low-speed vehicle, [(two abreast) (more than two abreast)] in a single lane on (Insert Name of Roadway) |
| PENALTY PROVISIONS: Effective: 02/25/2009, Updated: 02/25/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-362 | **Improper Operation of Low-Speed Vehicles** (Misdemeanor) Effective: 07/19/2008 |
| Improper Operation of Low-Speed Vehicles O.C.G.A. § 40-6-362 Effective: 02/26/2009, Updated: 02/26/2009  did unlawfully operate (Insert Description of Vehicle), a low-speed vehicle, on (Insert Name of Highway) where the posted speed limit exceeded 35 miles per hour |
| PENALTY PROVISIONS: Effective: 02/26/2009, Updated: 02/26/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-42(2) | **Failure to Yield to Vehicle Passing in the Same Direction** (Misdemeanor) Effective: 07/29/2008 |
| 01 O.C.G.A. § 40-6-42 (2) – Give Way to the Right Effective: 07/29/2008, Updated: 07/29/2008  while being overtaken by another vehicle passing in the same direction, did fail to give way to the right in favor of the overtaking vehicle |
| 02 O.C.G.A. § 40-6-42 (2) – Increasing Speed Effective: 07/29/2008, Updated: 07/29/2008  while being overtaken by another vehicle passing in the same direction, did increase the speed of [(his) (her)] vehicle prior to the overtaking vehicle having completely passed [(him) (her)] |
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| 40-6-97 | **Improper Solicitation on Roadside** (Misdemeanor) Effective: 07/19/2008 |
| 02 O.C.G.A. § 40-6-97 (b) – (Solicitation of Employment, Business or Contributions) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully stand on (Insert Name of Roadway) for the purpose of soliciting [(employment) (business) (contributions)] from the occupants of vehicles on said roadway |
| 03 O.C.G.A. § 40-6-97 (c) – (Soliciting the Guarding of a Vehicle Parked on Highway) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully [(stand on) (in proximity to)] (Insert Name of Street or Highway) for the purpose of soliciting the [(watching) (guarding)] of a vehicle [(parked) (about to be parked)] on said [(street) (highway)] |
| Improper Solicitation on Roadside 01 O.C.G.A. § 40-6-97 (a) – (Solicitation of a Ride) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully stand in (Insert Name of Roadway) for the purpose of soliciting a ride |
| PENALTY PROVISIONS: Effective: 02/25/2009, Updated: 02/25/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-99 | **Failure to Yield by Pedestrian** (Misdemeanor) Effective: 07/18/2008 |
| Failure to Yield by Pedestrian O.C.G.A. § 40-6-99 Effective: 02/24/2009, Updated: 02/24/2009  being a pedestrian on (Insert Name of Roadway) and upon the immediate approach of Insert Description of Vehicle), [(an authorized emergency vehicle) (a vehicle belonging to <Insert Name of Agency>, a <federal> <state> <local> law enforcement agency)] making use of [(an audible signal meeting the requirements of Code Section 40-8-94 of the Official Code of Georgia) (audible and visual signals meeting the requirements of Code Section 40-6-6 of the Official Code of Georgia)], did unlawfully fail to yield the right of way to said [(emergency) (law enforcement)] vehicle |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-8-3 | **Damaging Roadway** (Misdemeanor) Effective: 07/19/2008 |
| Damaging Roadway 01 O.C.G.A. § 40-8-3 – (Transporting a Load which Drags or Slides on Road Surface) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully transport (Insert Description of Load), a load, a portion of which was [(dragging) (sliding)] on the surface of (Insert Name of Highway), a highway |
| Damaging Roadway 02 O.C.G.A. § 40-8-3 – (Using a Vehicle which Drags or Slides on Road Surface) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully use (Insert Description of Vehicle), a vehicle, a portion of which was [(dragging) (sliding)] on the surface of (Insert Name of Highway), a highway |
| Damaging Roadway 03 O.C.G.A. § 40-8-3 – (Using or Transporting a Vehicle which Causes Pounding on the Road Surface) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully [(use) (transport)] (Insert Description of Vehicle), a vehicle, the wheels of which caused pounding on the road surface of (Insert Name of Highway), a highway |
| PENALTY PROVISIONS: Effective: 02/25/2009, Updated: 02/25/2009  § 40-8-7. Driving unsafe or improperly equipped vehicle; punishment for violations of chapter generally; vehicle inspection by law enforcement officer without warrant (c) It is also a misdemeanor for any person to do any act forbidden or fail to perform any act required under this chapter. |
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| 40-8-4 | **Failure to Display Required Emblem on Vehicle** (Misdemeanor) Effective: 05/19/2008 |
| 01 O.C.G.A. § 40-8-4 (a) – (Emblem Required on Agricultural Equipment and Machinery Operated at Less than 25 Miles per Hour) Effective: 02/21/2009, Updated: 02/21/2009  did unlawfully operate upon (Insert Name of Roadway), a public road, a (Insert Name of Vehicle), a slow-moving [(vehicle) (equipment) (farm trailer) (semitrailer) (an animal drawn vehicle) (machinery generally operated at speeds of less than 25 miles per hour)] which was used for agricultural purposes and which would otherwise be exempt as an implement of husbandry under Code Section 40-8-1 of the Official Code of Georgia, without there being displayed on the rear thereof an emblem in compliance with Subsection (b) of Code Section 40-8-4 of the Official Code of Georgia |
| 02 O.C.G.A. § 40-8-4 (a) – (Emblem Required on Three-Wheeled Motorcycle) Effective: 02/21/2009, Updated: 02/21/2009  did unlawfully operate upon (Insert Name of Roadway), a public road, a (Insert Name of Vehicle), a three-wheeled motorcycle used only for agricultural purposes without there being displayed on the rear thereof an emblem in compliance with Subsection (b) of Code Section 40-8-4 of the Official Code of Georgia |
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| 40-8-5 | **Alteration of Odometer** (Misdemeanor) Effective: 07/18/2008 |
| 03 O.C.G.A. § 40-8-5 (b) – (Brought Vehicle into State with Tampered Odometer) Effective: 02/20/2009, Updated: 02/20/2009  did knowingly bring into this state a (Insert Name of Vehicle), a motor vehicle, which reflected a lower mileage than the motor vehicle actually had been driven due to the odometer having been [(tampered with) (adjusted) (altered) (changed) (set back) (disconnected) (unconnected)] |
| 04 O.C.G.A. § 40-8-5 (c) – (Sold Motor Vehicle Reflecting Lower Mileage than had Actually been Driven) Effective: 02/20/2009, Updated: 02/20/2009  did knowingly [(sell) (attempt to sell)] a (Insert Name of Vehicle), a motor vehicle, which reflected a lower mileage than the motor vehicle actually had been driven due to the odometer having been [(tampered with) (adjusted) (altered) (changed) (set back) (disconnected) (unconnected)] |
| 05 O.C.G.A. § 40-8-5 (e) – (Sale of or Use of a Device which caused Odometer to Register Mileage Other that the Actual Mileage Driven) Effective: 02/20/2009, Updated: 02/20/2009  did unlawfully [(advertise for sale) (sell) (use) (install) (have installed)] a device which causes an odometer on a motor vehicle to register any mileage other than the actual mileage driven |
| Alteration of Odometer 01 O.C.G.A. § 40-8-5 (a) – (Tampered with Vehicle Odometer) Effective: 02/20/2009, Updated: 02/20/2009  did knowingly [(tamper with) (adjust) (alter) (change) (set back) (disconnect) (fail to connect)] the odometer on a (Insert Name of Vehicle), a motor vehicle, so as to reflect a lower mileage than the motor vehicle had actually been driven |
| Alteration of Odometer 02 O.C.G.A. § 40-8-5 (a) – (Caused Vehicle Odometer to be Tampered With) Effective: 02/20/2009, Updated: 02/20/2009  did knowingly cause the odometer on a (Insert Name of Vehicle), a motor vehicle, to [(be tampered with) (be adjusted) (be altered) (be changed) (be set back) (be disconnected) (fail to be connected)] so as to reflect a lower mileage than the motor vehicle had actually been driven |
| Alteration of Odometer 06 O.C.G.A. § 40-8-5 (f) – (Conspiracy to Violate this Code Section) Effective: 02/20/2009, Updated: 02/20/2009  did unlawfully conspire with [(Insert Name/Names of co-Conspirators) (each other <If All Conspirators are Listed in Charging Document>)] to commit the offense of Alteration of Odometer, in violation of Code Section 40-8-5 of the Official Code of Georgia, and in furtherance of said conspiracy, the overt [(act) (acts)] of (Insert Overt Acts Committed) by (Insert Name/Names who Committed Overt Acts) were done to effect the object of the conspiracy |
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| 40-8-6 | **Improper Suspension System** (Misdemeanor) Effective: 09/12/2007 |
| Improper Suspension System 01 O.C.G.A. § 40-8-6 (a) – (Altered Suspension of Vehicle which may be Operated on Roadway of State) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully alter the suspension system of a (Describe Vehicle), a private passenger motor vehicle which may be operated on any public street or highway, more than two inches [(above) (below)] the factory recommendation |
| Improper Suspension System 02 O.C.G.A. § 40-8-6 (b) – (Operated a Vehicle with Altered Suspension System) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully operate a (Describe Vehicle), a private passenger motor vehicle, upon (Insert Name of Roadway), a [(highway) (roadway) (street)] after the suspension system had been altered more than two inches [(above) (below)] the factory recommendation for such vehicle |
| Improper Suspension System 03 O.C.G.A. § 40-8-6 (c) – (Operated Vehicle with Broken Springs Relative to Suspension System) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully operate a (Describe Vehicle), a motor vehicle, upon (Insert Name of Roadway), a [(highway) (roadway) (street)] with the springs relative to the suspension system being broken, |
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| 40-8-6.1 | **Improper Alteration of Truck Suspension System** (Misdemeanor) Effective: 07/19/2008 |
| Improper Alteration of Truck Suspension System 01 O.C.G.A. § 40-8-6.1 (b) – (Alteration of Suspension System of Truck with a Gross Weight Rating of 4,500 pounds or Less) Effective: 02/14/2009, Updated: 02/14/2009  alter the suspension system of a (Describe Truck), a truck with a gross vehicle weight rating of [(4,500 pounds) (less than 4,500 pounds)], which may be operated on any public street or highway of the State of Georgia, so as to exceed 27 inches as measured from the surface of the street to the lowest point on the frame of the truck |
| Improper Alteration of Truck Suspension System 02 O.C.G.A. § 40-8-6.1 (c) – (Alteration of Suspension System of Truck with a Gross Weight Rating of between 4,501 Pounds and 7,500 Pounds) Effective: 02/14/2009, Updated: 02/14/2009  alter the suspension system of a (Describe Truck), a truck with a gross vehicle weight rating of not less than 4,501 pounds and not more than 7,500 pounds, which may be operated on any public street or highway of the State of Georgia, so as to exceed 30 inches as measured from the surface of the street to the lowest point on the frame of the truck |
| Improper Alteration of Truck Suspension System 03 O.C.G.A. § 40-8-6.1 (d) – (Alteration of Suspension System of Truck with a Gross Weight Rating of between 7,501 Pounds and 14,000 Pounds) Effective: 02/14/2009, Updated: 02/14/2009  alter the suspension system of a (Describe Truck), a truck with a gross vehicle weight rating of not less than 7,501 pounds and not more than 14,000 pounds, which may be operated on any public street or highway of the State of Georgia, so as to exceed 31 inches as measured from the surface of the street to the lowest point on the frame of the truck |
| Improper Alteration of Truck Suspension System 04 O.C.G.A. § 40-8-6.1 (e) – (Operating a Truck with an Improperly Altered Suspension System) Effective: 02/14/2009, Updated: 02/14/2009  did unlawfully operate a (Describe Truck), a truck, upon (Insert Name of Roadway), a [(highway) (roadway) (street)] with the suspension system having been altered in excess of the limitations provided for in Code Section 40-8-6.1 of the Official Code of Georgia |
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| 40-8-7 | **Defective Equipment** (Misdemeanor) Effective: 01/01/1990 |
| Driving Improperly Equipped Vehicle 01 (Good Working Order) O.C.G.A. § 40-8-7 (a) Effective: 05/02/2008, Updated: 08/19/2008  [(drive) (move)] on (name roadway), a highway, a [(motor vehicle) (trailer) (semitrailer) (pole trailer) (state combination of foregoing)] with the equipment thereon not in good working order and adjustment in violation of 40-8-7 (a) by (state how chapter was violated) |
| Driving Improperly Equipped Vehicle 02 (Good Working Order) O.C.G.A. § 40-8-7 (a) Effective: 05/02/2008, Updated: 08/19/2008  [(drive) (move)] on (name roadway), a highway, a [(motor vehicle) (trailer) (semitrailer) (pole trailer) (state combination of foregoing)] with the equipment thereon not in good working order and adjustment in violation of 40-8-7 (a) by (state how chapter was violated) |
| Driving Improperly Equipped Vehicle 03 (Driver-Unsafe Condition) O.C.G.A. § 40-8-7 (b) (1) Effective: 05/02/2008, Updated: 05/02/2008  did [(drive) (move)] on (name roadway), a highway, a vehicle, to wit: (describe vehicle) (describe combination of vehicle)] which [(did not contain those parts) (was not at all times equipped with such lights and which was in such unsafe condition as to endanger any person in that (describe unsafe condition in violation of chapter) |
| Driving Improperly Equipped Vehicle 04 (Owner-Unsafe Condition) O.C.G.A. § 40-8-7 (b) (1) Effective: 05/02/2008, Updated: 05/02/2008  being the owner thereof, did [(cause) (knowingly permit)] to be [(driven) (moved)] on (name roadway), a highway, a vehicle, to wit: (describe vehicle) (describe combination of vehicle)] which [(did not contain those parts) (was not at all times equipped with such lights and which was in such unsafe condition as to endanger any person in that (describe unsafe condition in violation of chapter) |
| Driving Improperly Equipped Vehicle 05 (Driver -Lights & Other Equipment) O.C.G.A. § 40-8-7 (b) (2) Effective: 05/02/2008, Updated: 05/02/2008  did [(drive) (move)] on (name roadway), a highway, a vehicle, to wit: (describe vehicle) (describe combination of vehicle)] which [(did not contain those parts) (was not at all times equipped with such (lights) (other equipment) in proper condition and adjustment)] as required in that (describe violation of chapter) |
| Driving Improperly Equipped Vehicle 06 (Owner-Lights & Other Equipment) O.C.G.A. § 40-8-7 (b) (2) Effective: 05/02/2008, Updated: 05/02/2008  being the owner thereof, did [(cause) (knowingly permit)] to be [(driven) (moved)] on (name roadway), a highway, a vehicle, to wit: (describe vehicle) (describe combination of vehicle)] which [(did not contain those parts) (was not at all times equipped with such (lights) (other equipment) in proper condition and adjustment)] as required in that (describe violation of chapter) |
| Driving Improperly Equipped Vehicle 07 (Driver -Improperly Equipped) O.C.G.A. § 40-8-7 (b) (3) Effective: 05/02/2008, Updated: 05/02/2008  did [(drive) (move)] on (name roadway), a highway, a vehicle, to wit: (describe vehicle) (describe combination of vehicle)] which was improperly equipped in that (describe violation of chapter) |
| Driving Improperly Equipped Vehicle 08 (Owner-Improperly Equipped) O.C.G.A. § 40-8-7 (b) (3) Effective: 05/02/2008, Updated: 05/02/2008  being the owner thereof, did [(cause) (knowingly permit)] to be [(driven) (moved)] on (name roadway), a highway, a vehicle, to wit: (describe vehicle) (describe combination of vehicle)] which was improperly equipped in that (describe violation of chapter) |
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| 40-8-8 | **Malfunctioning Speedometer** (Misdemeanor) Effective: 07/19/2008 |
| Malfunctioning Speedometer O.C.G.A. § 40-8-8 Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully operate (Insert Name of Vehicle), a motor vehicle, upon (Insert Name of Roadway), a [(public street) (highway)], without a speedometer in good working order |
| PENALTY PROVISIONS: Effective: 02/25/2009, Updated: 02/25/2009  § 40-8-7. Driving unsafe or improperly equipped vehicle; punishment for violations of chapter generally; vehicle inspection by law enforcement officer without warrant (c) It is also a misdemeanor for any person to do any act forbidden or fail to perform any act required under this chapter. |
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| 40-8-9 | **Failure to Comply with Vehicle Identification Rules** (Misdemeanor) Effective: 07/18/2008 |
| Failure to Comply with Vehicle Identification Rules O.C.G.A. § 40-8-9 Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully operate at (Insert Location) a (Insert Name of Truck or Tractor), a [(truck) (truck tractor)] having a gross weight of [(43,000 pounds) (more than 43,000 pounds)] which did not comply with the vehicle identification rules [(of the commissioner of public safety promulgated pursuant to Chapter 7 of Title 46 and Chapter 16 of title 40 of the Official Code of Georgia) (of the United States Department of Transportation)] in that said vehicle was (Insert Description of Specific Non-Compliance) |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-8-7. Driving unsafe or improperly equipped vehicle; punishment for violations of chapter generally; vehicle inspection by law enforcement officer without warrant (c) It is also a misdemeanor for any person to do any act forbidden or fail to perform any act required under this chapter. |
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| 40-8-10 | **Operation of Motor Vehicle with Nitrous Oxide** (Misdemeanor) Effective: 02/26/2008 |
| Operation of Motor Vehicle with Nitrous Oxide O.C.G.A. § 40-8-10 Effective: 08/20/2008, Updated: 08/20/2008  did unlawfully drive on (Insert Name of Public Road), a public road, a (Insert Description of Passenger Car), a passenger car, which supplied the motor vehicle's combustion engine with nitrous oxide |
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| 40-8-20 | **Driving Without Headlights** (Misdemeanor) Effective: 01/01/1990 |
| Driving Without Headlights 01 O.C.G.A. § 40-8-20 Effective: 05/14/2008, Updated: 05/14/2008  did operate a (name vehicle), a vehicle, upon (name highway), a highway, at a time from a half-hour after sunset to a half-hour before sunrise without displaying lights, including headlights, and illuminating devices as required |
| Driving Without Headlights 02 O.C.G.A. § 40-8-20 Effective: 05/14/2008, Updated: 05/14/2008  did operate a (name vehicle), a vehicle, upon (name highway), a highway, at any time when it is raining in the driving zone without displaying lights, including headlights, and illuminating devices as required |
| Driving Without Headlights 03 O.C.G.A. § 40-8-20 Effective: 05/14/2008, Updated: 05/14/2008  did operate a (name vehicle), a vehicle, upon (name highway), a highway, at a time when there was not sufficient visibility to render clearly discernible persons and vehicles on the highway at a distance of 500 feet ahead without displaying lights, including headlights, and illuminating devices as required |
|  | |
| 40-8-22 | **Improper Headlights** (Misdemeanor) Effective: 10/10/2006 |
| Improper Headlights 01 O.C.G.A. § 40-8-22 (a) (Motor Vehicle-Headlights) Effective: 05/08/2008, Updated: 05/13/2008  operate (name vehicle), a motor vehicle, which was equipped with [(less than two headlights) (more than four headlights) (less than at least one headlight on each side of the front of the motor vehicle)] |
| Improper Headlights 02 O.C.G.A. § 40-8-22 (b) (Motorcycle Headlights) Effective: 05/08/2008, Updated: 05/13/2008  operate a (name motorcycle/motor driven cycle), a [(motorcycle) (a motor driven cycle)], equipped [(without a headlight) (more than two headlights)] |
| Improper Headlights 03 O.C.G.A. § 40-8-22 (c) (Headlight Measurements) Effective: 05/08/2008, Updated: 05/13/2008  operate (name vehicle), a motor vehicle, which was equipped with a headlight located at a height measured from the center of the headlight of [(more than 54 inches) (less than 24 inches)] to the level ground upon which the vehicle stands when such vehicle is without a load |
| Improper Headlights 04 O.C.G.A. § 40-8-22 (d) (Headlights-Properly Maintained) Effective: 05/08/2008, Updated: 05/13/2008  operate (name vehicle), a motor vehicle, with the headlights not maintained in proper working condition in that (describe) |
| Improper Headlights 05 O.C.G.A. § 40-8-22 (d)(Headlights-Covered with material)  Effective: 05/08/2008, Updated: 05/13/2008  operate (name vehicle), a motor vehicle, with the headlights covered by material not provided on the original factory headlights |
| Improper Headlights 06 O.C.G.A. § 40-8-22 (e) (Aiming Pads) Effective: 05/08/2008, Updated: 05/13/2008  operate (name vehicle), a motor vehicle, which was not equipped with aiming pads on each headlight |
|  | |
| 40-8-23 | **Tag Light Violation** (Misdemeanor) Effective: 10/19/2006 |
| Tag Light Violation 01 (Visibility) O.C.G.A. §40-8-23(c) Effective: 05/02/2008, Updated: 05/02/2008  did unlawfully operate a motor vehicle, to wit: <describe motor vehicle>, on <road/highway/street> without a <taillight > <separate light> so placed as to illuminate with a white light the rear registration plate and render it clearly legible from a distance of 50 feet to the rear |
| Tag Light Violation 02 (Height) O.C.G.A. §40-8-23(d) Effective: 05/02/2008, Updated: 08/19/2008  did unlawfully operate a motor vehicle, to wit: <describe motor vehicle>, on <road/highway/street> with improperly located taillight(s) as required by O.C.G.A. 40-8-23(d) and 40-8-21 |
| Tag Light Violation 03 (Maintenance) O.C.G.A. §40-8-23(e) Effective: 05/02/2008, Updated: 08/19/2008  did unlawfully operate a motor vehicle, to wit: <describe motor vehicle>, on <road/highway/street> with improperly maintained taillight lens(es) as required by O.C.G.A. 40-8-23(e) |
|  | |
| 40-8-23 | **Taillight Violation** (Misdemeanor) Effective: 01/01/1990 |
| Tail Light Violation 01 (Vehicle Manufactured prior to January 1, 1954) O.C.G.A. §40-8-23(a) Effective: 05/02/2008, Updated: 08/19/2008  did fail to maintain taillights while operating a motor vehicle, to wit: <describe motor vehicle>, on <road/highway/street> |
| Tail Light Violation 02 (Vehicle Manufactured after January 1, 1954) O.C.G.A. §40-8-23(b) Effective: 05/02/2008, Updated: 08/19/2008  did fail to maintain taillights while operating a motor vehicle, to wit: <describe motor vehicle>, on <road/highway/street> |
|  | |
| 40-8-24 | **Improper Reflectors** (Misdemeanor) Effective: 07/18/2008 |
| 01 O.C.G.A. § 40-8-24 (a) – (Operation of Motor Vehicle without Two Red Reflectors on Rear of Vehicle) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully operate upon (Insert Name of Highway), a highway, a (Insert Name of Vehicle), a motor vehicle manufactured after March 12, 1954, which did not carry two red reflectors on the rear of said vehicle |
| 02 O.C.G.A. § 40-8-24 (a) – (Operation of Motorcycle without at least One Red Reflector on the Rear) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully operate upon (Insert Name of Highway), a highway, a (Insert Name of Motorcycle), a [(motorcycle) (a motor driven cycle)], which did not carry at least one red reflector on the rear of said [(motorcycle) (a motor driven cycle)] |
| 03 O.C.G.A. § 40-8-24 (b) – (Reflector Mounted more than 60 inches or less than 20 inches from Reflector to Level Ground) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully operate upon (Insert Name of Highway), a highway, a (Insert Name of Vehicle), a [(motor vehicle) (motorcycle) (a motor driven cycle)], with a rear reflector mounted at a height of [(more than 60 inches) (less than 20 inches)] as measured from the center of the reflector to the level ground upon which the vehicle stands when such vehicle is without a load |
| 04 O.C.G.A. § 40-8-24 (b) – (Reflectors with Visibility of within 300 feet to 50 feet from the rear of Vehicle) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully operate upon (Insert Name of Highway), a highway, a (Insert Name of Vehicle), a [(motor vehicle) (motorcycle) (a motor driven cycle)], with a rear reflector which was not of sufficient size and characteristics and so mounted as to be visible at night from all distances within 300 feet to 50 feet from the rear of such vehicle |
| 05 O.C.G.A. § 40-8-24 (c) – (Operation of Trailer or Semitrailer without Two Red Reflectors on Front and Rear of Vehicle) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully [(operate) (tow) (park)] upon (Insert Name of Highway), a highway, a (Insert Name of Trailer or Semitrailer), a [(trailer) (semitrailer)], which did not carry two red reflectors on the front and two red rear of said vehicle |
| 06 O.C.G.A. § 40-8-24 (c) – (Trailer and Semitrailer Reflectors Mounted less than 20 inches or more than 60 inches from Reflector to Level Ground) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully [(operate) (tow) (park)] upon (Insert Name of Highway), a highway, a (Insert Name of Trailer or Semitrailer), a [(trailer) (semitrailer)], with a reflector mounted on the [(front) (rear)] at a height of [(less than 20 inches) (more than 60 inches)] as measured from the center of the reflector to the level ground upon which the [(trailer) (semitrailer)] stands when said [(trailer) (semitrailer)] is without a load |
| 07 O.C.G.A. § 40-8-24 (c) – (Trailer and Semitrailer Reflectors with Visibility of within 300 feet to 50 feet from the rear of Vehicle) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully [(operate) (tow) (park)] upon (Insert Name of Highway), a highway, a (Insert Name of Trailer or Semitrailer), a [(trailer) (semitrailer)], with a reflector mounted on the [(front) (rear)] which was not of sufficient size and characteristics and so mounted as to be visible at night from all distances within 300 feet to 50 feet [(to the front) (from the rear)] of said [(trailer) (semitrailer)] |
| PENALTY PROVISIONS: Effective: 02/25/2009, Updated: 02/25/2009  § 40-8-7. Driving unsafe or improperly equipped vehicle; punishment for violations of chapter generally; vehicle inspection by law enforcement officer without warrant (c) It is also a misdemeanor for any person to do any act forbidden or fail to perform any act required under this chapter. |
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| 40-8-25 | **Improper Brake Lights** (Misdemeanor) Effective: 01/01/1990 |
| Improper Brake Lights 01 O.C.G.A. § 40-8-25(a) (Sale of Vehicle)  Effective: 05/15/2008, Updated: 08/19/2008  sell (name vehicle), a [(motor vehicle) (motorcycle) (a motor driven cycle)] manufactured after January 1, 1954, which was not equipped with at least one brake light meeting the requirements of O.C.G.A. 40-8-26 |
| Improper Brake Lights 02 O.C.G.A. § 40-8-25(a) (Driving Vehicle) Effective: 05/15/2008, Updated: 08/19/2008  drive (name vehicle), a [(motor vehicle) (motorcycle) (a motor driven cycle)] manufactured after January 1, 1954, on (name roadway), a highway, which was not equipped with at least one brake light meeting the requirements of O.C.G.A. 40-8-26. |
| Improper Brake Lights 03 O.C.G.A. § 40-8-25(b) (Brake Lights to be Operational) Effective: 05/15/2008, Updated: 05/15/2008  drive (name vehicle), a [(motor vehicle) (motorcycle) (a motor driven cycle)] manufactured with two brake lights, without both being operational |
|  | |
| 40-8-25(c) | **Improper turn signals** (Misdemeanor) Effective: 03/20/2007 |
| Improper Turn Signals O.C.G.A. § 40-8-25(c)  Effective: 05/15/2008, Updated: 11/20/2008  [(sell) (offer for sale) (operate on (name highway))] a (name vehicle, etc), a [(motor vehicle) (trailer) (semitrailer)] registered in this state and manufactured or assembled after January 1, 1954, which was not equipped with mechanical or electrical turn signals meeting the requirements of O.C.G.A. 40-8-26 |
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| 40-8-26(b) | **Failure to Maintain Brake Lights in Good Working Condition** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Maintain Brake Lights in Good Working Condition Effective: 06/20/2013, Updated: 06/20/2013  did operate a motor vehicle equipped with brake lights upon [INSERT NAME OF ROAD], a [road][highway] of this state, at a time when not all such lights on said vehicle were maintained in good working condition |
|  | |
| 40-8-26(b) | **Failure to Maintain Signal Lights in Good Working Condition** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Maintain Signal Lights in Good Working Condition Effective: 06/20/2013, Updated: 06/20/2013  did operate a motor vehicle equipped with signal lights upon [INSERT NAME OF ROAD], a [road][highway] of this state, at a time when not all such lights on said vehicle were maintained in good working condition |
|  | |
| 40-8-26(b) | **Dazzling Brake Light** (Misdemeanor) Effective: 01/01/1990 |
| Dazzling Brake Light Effective: 06/20/2013, Updated: 06/20/2013  did operate a motor vehicle equipped with brake lights upon [INSERT NAME OF ROAD], a [road][highway] of this state, at a time when such light(s) projected a dazzling light |
|  | |
| 40-8-26(b) | **Dazzling Signal Light** (Misdemeanor) Effective: 01/01/1990 |
| Dazzling Signal Light Effective: 06/20/2013, Updated: 06/20/2013  did operate a motor vehicle equipped with signal lights upon [INSERT NAME OF ROAD], a [road][highway] of this state, at a time when such light(s) projected a dazzling light |
|  | |
| 40-8-26(b) | **Glaring Brake Light** (Misdemeanor) Effective: 01/01/1990 |
| Glaring Brake Light Effective: 06/20/2013, Updated: 06/20/2013  did operate a motor vehicle equipped with brake lights upon [INSERT NAME OF ROAD], a [road][highway] of this state, at a time when such light(s) projected a glaring light |
|  | |
| 40-8-26(b) | **Glaring Signal Light** (Misdemeanor) Effective: 01/01/1990 |
| Glaring Signal Light Effective: 06/20/2013, Updated: 06/20/2013  did operate a motor vehicle equipped with signal lights upon [INSERT NAME OF ROAD], a [road][highway] of this state, at a time when such light(s) projected a glaring light |
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| 40-8-27 | **Improper Visible Marker on Projecting Load** (Misdemeanor) Effective: 07/15/2008 |
| Improper Visible Marker on Projecting Load 01 O.C.G.A. § 40-8-27 (a) – (Display of a Red Light) Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully operate a (Insert Description of Vehicle), a vehicle, on (Insert Name of Roadway) with a load which extended to the rear [(four feet) (more than four feet)] beyond the [(bed) (body) of said vehicle, without displaying at the extreme rear end of the load a red light plainly visible from a distance of at least 500 feet to the sides and rear at a time [(from a half-hour after sunset to a half-hour before sunrise) (when it was raining in the driving zone) (when there was not sufficient visibility to render clearly discernible persons and vehicles on the highway at a distance of 500 feet)] |
| Improper Visible Marker on Projecting Load 02 O.C.G.A. § 40-8-27 (a) – (Display of a Bright Red or Orange Flag not less than 12 Inches Square) Effective: 02/24/2009, Updated: 02/24/2009  at a time other than the times specified in Code Section 40-8-20 of the Official Code of Georgia, did unlawfully operate a (Insert Description of Vehicle), a vehicle, on (Insert Name of Roadway) with a load which extended to the rear [(four feet) (more than four feet)] beyond the [(bed) (body) of said vehicle, without displaying at the extreme rear end of such load a bright red or orange color flag not less than 12 inches square and so hung that the entire area is visible to the driver of a vehicle approaching from the rear |
| Improper Visible Marker on Projecting Load 03 O.C.G.A. § 40-8-27 (b) – (Strobe Light or Light-Emitting Diode Light and Flag Required when transporting logs, long pulpwood, poles, or posts) Effective: 02/24/2009, Updated: 02/24/2009  being the operator of a (Insert Description of Vehicle), a [(motor vehicle) (trailer)] on (Insert Name of Roadway) while transporting a load of [(logs) (long pulpwood) (poles) (posts)] which extended more than four feet beyond the rear of the body or bed of said vehicle, did unlawfully fail to affix as close as practical to the end of such projection either a strobe type lamp as set out in sub-section (b) of Code Section 40-8-27 of the Official Code of Georgia or light-emitting diode light as set out in sub-section (b.1) of Code Section 40-8-27 of the Official Code of Georgia equipped with a multidirectional type lens which flashes at a rate of at least 60 flashes per minute and is so mounted as to be visible from a distance of at least 500 feet to the rear and sides of the projecting load, along with a bright red or orange color flag not less than 12 inches square and so hung that the entire area is visible to the driver of a vehicle approaching from the rear |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-8-7. Driving unsafe or improperly equipped vehicle; punishment for violations of chapter generally; vehicle inspection by law enforcement officer without warrant (c) It is also a misdemeanor for any person to do any act forbidden or fail to perform any act required under this chapter. |
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| 40-8-29(a) | **Spotlight Violation** (Misdemeanor) Effective: 08/16/2006 |
| Spotlight Violation 01 O.C.G.A. § 40-8-29(a) – (more than one spotlight) Effective: 08/14/2008, Updated: 08/14/2008  did [(own) (operate)] (Insert Name of vehicle), a motor vehicle, on (name roadway) which was equipped with more than one spotlight |
| Spotlight Violation 02 O.C.G.A. § 40-8-29(a) – (Aim Spotlight at Approaching Vehicle) Effective: 08/14/2008, Updated: 08/14/2008  while operating a (Insert Name of vehicle), a motor vehicle, on (name roadway), did unlawfully [(aim) (use)] a lighted spotlight upon an approaching vehicle |
| Spotlight Violation 03 O.C.G.A. § 40-8-29(a) – (Operate Spotlight from Moving Vehicle) Effective: 08/14/2008, Updated: 08/14/2008  did unlawfully operate a spotlight from a moving motor vehicle on (name roadway), a [(highway) (public roadway)] |
|  | |
| 40-8-29(b) | **Foglight Violation** (Misdemeanor) Effective: 08/14/2008 |
| Foglight Violation 01 O.C.G.A. § 40-8-29(b) – (more than two foglights) Effective: 08/14/2008, Updated: 08/14/2008  did [(own) (operate)] (Insert Name of vehicle), a motor vehicle, on (name roadway) which was equipped with more than two foglights |
| Foglight Violation 02 O.C.G.A. § 40-8-29(b) – (Improper Height) Effective: 08/14/2008, Updated: 08/14/2008  did [(own) (operate)] (Insert Name of vehicle), a motor vehicle, on (name roadway) which was equipped with foglights mounted on the front at a height of [(less than 12 inches) (more than 30 inches)] above the level surface upon which the vehicle stands |
| Foglight Violation 03 O.C.G.A. § 40-8-29(b) – (Improper Aim) Effective: 08/14/2008, Updated: 08/14/2008  did [(own) (operate)] (Insert Name of vehicle), a motor vehicle, on (name roadway) which was equipped with foglights mounted on the front which were so aimed that at a distance of 25 feet ahead, the high intensity portion of the light to the left of the center of the vehicle projected higher than a level of four inches below the level of the center of the light from which it comes, when said vehicle was not loaded |
|  | |
| 40-8-29(c) | **Auxiliary Passing Light Violation** (Misdemeanor) Effective: 08/14/2008 |
| Auxiliary Passing Light Violation 01 O.C.G.A. § 40-8-29(c) – (more than one Auxiliary Passing Light) Effective: 08/14/2008, Updated: 08/14/2008  did [(own) (operate)] (Insert Name of vehicle), a motor vehicle, on (name roadway) which was equipped with more than one auxiliary passing light |
| Auxiliary Passing Light Violation 02 O.C.G.A. § 40-8-29(c) – (Improper Height) Effective: 08/14/2008, Updated: 08/14/2008  did [(own) (operate)] (Insert Name of vehicle), a motor vehicle, on (name roadway) which was equipped with an auxiliary passing light mounted on the front at a height of [(less than 24 inches) (more than 42 inches)] above the level surface upon which the vehicle stands |
| Auxiliary Passing Light Violation 03 O.C.G.A. § 40-8-29(c) – (Failure to meet Requirements/limitations) Effective: 08/14/2008, Updated: 08/14/2008  did [(own) (operate)] (Insert Name of vehicle), a motor vehicle, on (name roadway) which was equipped with an auxiliary passing light mounted on the front which failed to meet the [(requirements) (limitations)] set forth in Article 1, Chapter 8, Title 40 of the Official Code of Georgia Annotated, to wit: (Describe manner of violation) |
|  | |
| 40-8-29(d) | **Auxiliary Driving Light Violation** (Misdemeanor) Effective: 08/14/2008 |
| Auxiliary Driving Light Violation 01 O.C.G.A. § 40-8-29(d) – (more than one Auxiliary Driving Light) Effective: 08/14/2008, Updated: 08/14/2008  did [(own) (operate)] (Insert Name of vehicle), a motor vehicle, on (name roadway) which was equipped with more than one auxiliary driving light |
| Auxiliary Driving Light Violation 02 O.C.G.A. § 40-8-29(d) – (Improper Height) Effective: 08/14/2008, Updated: 08/14/2008  did [(own) (operate)] (Insert Name of vehicle), a motor vehicle, on (name roadway) which was equipped with an auxiliary driving light mounted on the front at a height of [(less than 16 inches) (more than 42 inches)] above the level surface upon which the vehicle stands |
| Auxiliary Driving Light Violation 03 O.C.G.A. § 40-8-29(d) – (Failure to meet Requirements/limitations) Effective: 08/14/2008, Updated: 08/14/2008  did [(own) (operate)] (Insert Name of vehicle), a motor vehicle, on (name roadway) which was equipped with an auxiliary driving light mounted on the front which failed to meet the [(requirements) (limitations)] set forth in Article 1, Chapter 8, Title 40 of the Official Code of Georgia Annotated, to wit: (Describe manner of violation) |
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| 40-8-31 | **Failure to Dim Headlights** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Dim Headlights 01 O.C.G.A. § 40-8-31(1) – While Approaching a Vehicle Effective: 05/18/2008, Updated: 02/24/2009  did, in violation of O.C.G.A § 40-8-31(1), while operating a motor vehicle on [(name roadway) (the shoulder of <name roadway>)] at a time [(from a half-hour after sunset to a half-hour before sunrise) (when it was raining in the driving zone) (when there was not sufficient visibility to render clearly discernible persons and vehicles on the highway at a distance of 500 feet)], fail to dim [(his) (her)] headlights within 500 feet of a vehicle approaching from the opposite direction |
| Failure to Dim Headlights 02 O.C.G.A. § 40-8-31(2) – While Following a Vehicle Effective: 05/18/2008, Updated: 02/24/2009  did, in violation of O.C.G.A § 40-8-31(2), while operating a motor vehicle on [(name roadway) (the shoulder of <name roadway>)] at a time [(from a half-hour after sunset to a half-hour before sunrise) (when it was raining in the driving zone) (when there was not sufficient visibility to render clearly discernible persons and vehicles on the highway at a distance of 500 feet)], fail to dim [(his) (her)] headlights within 200 feet of a vehicle [(he) (she)] was approaching from the rear |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-8-7. Driving unsafe or improperly equipped vehicle; punishment for violations of chapter generally; vehicle inspection by law enforcement officer without warrant (c) It is also a misdemeanor for any person to do any act forbidden or fail to perform any act required under this chapter. |
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| 40-8-31 | **Improper Use of Headlights** (Misdemeanor) Effective: 05/18/2008 |
| Improper Use of Headlights O.C.G.A. § 40-8-31 – (Driving without Proper Intensity of Lights) Effective: 02/26/2009, Updated: 02/26/2009  did unlawfully operate a motor vehicle on [(Insert Name of Roadway) (the shoulder of < Insert Name of Roadway >)] at a time [(from a half-hour after sunset to a half-hour before sunrise) (when it was raining in the driving zone) (when there was not sufficient visibility to render clearly discernible persons and vehicles on the highway at a distance of 500 feet)] and did fail to use a distribution of [(light) (composite beam)] directed high enough and of sufficient intensity to reveal persons and vehicles at a safe distance in advance of the vehicle |
| PENALTY PROVISIONS: Effective: 02/26/2009, Updated: 02/26/2009  § 40-8-7. Driving unsafe or improperly equipped vehicle; punishment for violations of chapter generally; vehicle inspection by law enforcement officer without warrant (c) It is also a misdemeanor for any person to do any act forbidden or fail to perform any act required under this chapter. |
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| 40-8-35 | **Failure to Use Amber Strobe Litht** (Misdemeanor) Effective: 07/18/2008 |
| Failure to Use Amber Strobe Light O.C.G.A. § 40-8-35 Effective: 02/24/2009, Updated: 02/24/2009  did unlawfully operate a (Insert Description of Vehicle), a low-speed vehicle, on (Insert Name of Highway) without displaying an amber strobe light so as to warn approaching travelers to decrease their speed because of the danger of colliding with [(his) (her)] vehicle |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-8-7. Driving unsafe or improperly equipped vehicle; punishment for violations of chapter generally; vehicle inspection by law enforcement officer without warrant (c) It is also a misdemeanor for any person to do any act forbidden or fail to perform any act required under this chapter. |
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| 40-8-50 | **Improper Brakes** (Misdemeanor) Effective: 07/18/2008 |
| Improper Brakes O.C.G.A. § 40-8-50 Effective: 02/20/2009, Updated: 02/20/2009  did unlawfully operate a (Insert Name of Vehicle), a motor vehicle, upon (Insert Name of Highway) without said vehicle being equipped with brakes adequate to control the movement of and to stop and hold said vehicle |
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| 40-8-70 | **Improper Horn** (Misdemeanor) Effective: 06/07/2006 |
| Improper Horn 01 O.C.G.A. § 40-8-70(a) – (No Horn) Effective: 08/14/2008, Updated: 08/14/2008  did on (Insert Name of Highway) unlawfully operate a (Insert Name of Vehicle), a motor vehicle, without said vehicle being equipped with a horn in good working order capable of emitting a sound audible under normal conditions from a distance of 200 feet |
| Improper Horn 02 O.C.G.A. § 40-8-70(a) – (Unreasonably Loud/Harsh/Whistle) Effective: 08/14/2008, Updated: 08/14/2008  did on (Insert Name of Highway) unlawfully operate a (Insert Name of Vehicle), a motor vehicle, which was equipped with a horn which emitted [(an unreasonably loud) (a harsh) (a whistle)] sound |
| Improper Horn 03 O.C.G.A. § 40-8-70(a) – (Unnecessary Use of Horn) Effective: 08/14/2008, Updated: 08/14/2008  while driving a (Insert Name of Vehicle), a motor vehicle, on (Insert Name of Highway), did unlawfully use [(his) (her)] horn in violation of code section 40-7-70 (a), by (Insert Manner of Improper Usage) |
| Improper Horn 04 O.C.G.A. § 40-8-70(b) – (Vehicle Equipped with siren/whistle/bell) Effective: 08/14/2008, Updated: 08/14/2008  did on (Insert Name of Highway), unlawfully, without authority, operate a (Insert Name of Vehicle), a vehicle, equipped with a [(siren) (whistle) (bell)] |
| Improper Horn 05 O.C.G.A. § 40-8-70(b) – (Use of siren/whistle/bell) Effective: 08/14/2008, Updated: 08/14/2008  while driving a (Insert Name of Vehicle), a vehicle on (Insert Name of Highway), did unlawfully, without authority, use a [(siren) (whistle) (bell)] upon said vehicle |
| Improper Horn 06 O.C.G.A. § 40-8-70(c) – (Improper Theft Alarm Signal) Effective: 08/14/2008, Updated: 08/14/2008  did on (Insert Name of Highway), unlawfully, operate a (Insert Name of Vehicle), a vehicle, equipped with a theft alarm signal which was so arranged that it could be used as an ordinary warning signal |
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| 40-8-71 | **Improper Muffler Exhaust System** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 40-8-71 (a) (1) – Piping from Manifold to Tail Pipes  Effective: 05/22/2008, Updated: 05/22/2008  did operate a (name vehicle), a motor vehicle, upon (name highway) without said vehicle being equipped with an exhaust system, in good working order and in constant operation in that said exhaust system did not include the piping leading from the flange of the exhaust manifold to and including the [(muffler) (mufflers and tail pipes)] |
| 03 O.C.G.A. § 40-8-71 (a) (3) – Exhaust Emission Point not beyond Rear of Passenger Compartment Effective: 05/22/2008, Updated: 05/22/2008  did operate a (name vehicle), a motor vehicle, upon (name highway) without said vehicle being equipped with an exhaust system, in good working order and in constant operation in that the exhaust emission point of said exhaust system failed to extend beyond the rear of the passenger compartment |
| 04 O.C.G.A. § 40-8-71 (a) (4) – Exhaust System not Securely Fastened Effective: 05/22/2008, Updated: 05/22/2008  did operate a (name vehicle), a motor vehicle, upon (name highway) without said vehicle being equipped with an exhaust system, in good working order and in constant operation in that the [(exhaust system) (exhaust system and its elements)] were not securely fastened |
| 07 O.C.G.A. § 40-8-71 (c) – Sell/Offer Muffler w/Excessive Noise/Smoke Effective: 05/22/2008, Updated: 11/20/2008  [(sell) (offer for sale)] a muffler which causes [((excessive) (unusual) noise) (annoying smoke)] |
| 09 O.C.G.A. § 40-8-71 (c) – Use/Sale of Vehicle w/Improper Exhaust System  Effective: 05/22/2008, Updated: 11/20/2008  [(use) (sell) (offer for sale)] a (describe vehicle), a motor vehicle equipped with a muffler [(cutout) (bypass) (Insert Description of Similar Device)] which causes [((excessive) (unusual) noise) (annoying smoke)] |
| Improper Muffler Exhaust System 02 O.C.G.A. § 40-8-71 (a) (2) – Use of Flexible Pipe Effective: 05/22/2008, Updated: 05/22/2008  did operate a (name vehicle), a motor vehicle, upon (name highway) without said vehicle being equipped with an exhaust system, in good working order and in constant operation in that said exhaust system used flexible pipe |
| Improper Muffler Exhaust System 05 O.C.G.A. § 40-8-71 (a) (5) – Exposed Exhaust System Stack Effective: 05/22/2008, Updated: 05/22/2008  did operate a (name vehicle), a motor vehicle, upon (name highway) without said vehicle being equipped with an exhaust system, in good working order and in constant operation in that [(a portion of the exhaust system passing through the passenger compartment) (a portion of the exposed stack)] was so located that any individual entering or leaving the vehicle might be burned |
| Improper Muffler Exhaust System 06 O.C.G.A. § 40-8-71 (b) – Excessive Fumes/Smoke Effective: 05/22/2008, Updated: 05/22/2008  did operate a (name vehicle), a motor vehicle, upon (name highway) without said vehicle being equipped with an exhaust system, in good working order and in constant operation in that said exhaust system failed to prevent the escape of excessive [(fumes) (smoke)] |
| Improper Muffler Exhaust System 08 O.C.G.A. § 40-8-71 (c) – Sell/Offer Muffler w/Cutout/ByPass  Effective: 05/22/2008, Updated: 05/22/2008  [(sell) (offer for sale)] a muffler [(cutout) (bypass) (Insert Description of Similar Device)] for use on a motor vehicle |
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| 40-8-72 | **Improper Mirrors** (Misdemeanor) Effective: 12/19/2008 |
| Improper Mirrors O.C.G.A. § 40-8-72 Effective: 03/25/2009, Updated: 03/25/2009  being the operator of (Insert Description of Vehicle), a motor vehicle which was so [(constructed) (loaded)] as to obstruct the driver's view to the rear thereof from the driver's position, did unlawfully fail to equip said vehicle with a mirror so located as to reflect to the driver a view of the highway for a distance of 200 feet to the rear of said vehicle |
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| 40-8-73 | **Defective Windshield** (Misdemeanor) Effective: 01/01/1990 |
| Defective Windshield 01 O.C.G.A .§ 40-8-73 (a) (obstructed view) Misdemeanor  Effective: 08/10/2007, Updated: 08/14/2008  did unlawfully drive a motor vehicle in the vicinity of <describe location> which had a <sign> <poster>, < nontransparent material, to wit: <describe material> upon the <front windshield> <side windows> <rear windows> of such vehicle which obstructed the driver's clear view of the <highway> < intersecting highway> |
| Defective Windshield 02 O.C.G.A. § 40-8-73 (b) (Windshield Wiper-Installation) Misdemeanor  Effective: 08/10/2007, Updated: 08/14/2008  did unlawfully drive a motor vehicle in the vicinity of <describe location> which was not equipped with a device for cleaning rain, snow, or other moisture therefrom, which could be <controlled> <operated> by the <him/her> |
| Defective Windshield 04 O.C.G.A § 40-8-73 (d) (Windshield Substitute) Misdemeanor Effective: 05/13/2008, Updated: 08/14/2008  did unlawfully drive a motor vehicle in the vicinity of <describe location> which had <an opaque> <solid material, to wit: <describe material> employed in lieu of a glass <windshield> <window> |
| Defective Windshield 05 O.C.G.A. § 40-8-73 (e) (Broken Window) Misdemeanor Effective: 05/13/2008, Updated: 08/14/2008  did unlawfully drive a motor vehicle in the vicinity of <describe location> which had a <starburst> <spider webbing> effect greater than three inches |
| Defective Windshield, 03 O.C.G.A § 40-8-73 (c) (Windshield Wiper-Good Working Order) Misdemeanor Effective: 08/10/2007, Updated: 08/14/2008  did unlawfully drive a motor vehicle in the vicinity of <describe location> which had a windshield wiper which was not in good working order |
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| 40-8-73.1 | **Window Tint Violation** (Misdemeanor) Effective: 01/01/1990 |
| Window Tint Violation (Front Windshield) (Misdemeanor) O.C.G.A. §40-8-73.1(b) Effective: 05/02/2008, Updated: 05/02/2008  did unlawfully operate a motor vehicle at <Location intersection or address> which had material and glazing <applied> <affixed> to the <front windshield>, which material and glazing when so applied reduces light transmission through the windshield |
| Window Tint Violation (Installation) (Misdemeanor) O.C.G.A. §40-8-73.1(e) Effective: 05/02/2008, Updated: 08/19/2008  did install material upon the <windshield> <(identify particular window) window(s) of a motor vehicle, to wit: (describe vehicle), the installation of which resulted in <a reduction of light transmission> <an increase in light reflectance> |
| Window Tint Violation (Rear Windshield & Side Windows) (Misdemeanor) O.C.G.A. §40-8-73.1(b) Effective: 05/02/2008, Updated: 08/19/2008  did unlawfully operate a motor vehicle at <Location intersection or address> which had material and glazing <applied> <affixed> to the <rear windshield> <side windows> <door windows>, which material and glazing when so applied <reduces light transmission through the windshield to less than the allowable amount as defined in O.C.G.A. 40-8.73.1> <increases light reflectance to more than the allowable amount as defined in O.C.G.A. 40-8.73.1> |
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| 40-8-74 | **Improper Tires** (Misdemeanor) Effective: 01/01/1990 |
| Improper Tires 01 O.C.G.A. § 40-8-74 (a)  Effective: 05/09/2008, Updated: 05/14/2008  [(use) (transport)] a (describe vehicle) on (name roadway) equipped with a solid rubber tire which did not have rubber on its entire traction surface at least one inch thick above the edge of the flange on the entire periphery |
| Improper Tires 02 O.C.G.A. § 40-8-74 (b)  Effective: 05/09/2008, Updated: 05/14/2008  [(operate) (move)] a (describe vehicle), a [(motor vehicle) (trailer) (semitrailer)], on (name roadway) which had a metal tire in contact with the roadway |
| Improper Tires 03 O.C.G.A. § 40-8-74 (c)  Effective: 05/09/2008, Updated: 05/14/2008  move a (describe vehicle) on (name roadway) with a tire which had on its periphery any block, stud, flange, cleat, or spike or any other protuberance of any material other than rubber which projected beyond the tread of the traction surface of the tire |
| Improper Tires 04 O.C.G.A. § 40-8-74 (e) (1)  Effective: 05/09/2008, Updated: 05/14/2008  operate a (describe vehicle) on (name roadway) which had a tire with less than 2/32 inch tread measurable in all major grooves |
| Improper Tires 05 O.C.G.A. § 40-8-74 (e) (1) (School Bus) (Rear Tires) (Equipped with 4 Rear Tires) Effective: 05/14/2008, Updated: 05/14/2008  operate a (describe vehicle), a school bus equipped with four rear tires, on (name roadway) which had a front tire with less than 2/32 inch tread measurable in all major grooves |
| Improper Tires 06 O.C.G.A. § 40-8-74 (e) (1) (School Bus) (Rear Tires) (Equipped with 2 Rear Tires) Effective: 05/14/2008, Updated: 05/14/2008  operate a (describe vehicle), a school bus equipped with two rear tires, on (name roadway) which had a front tire with less than 4/32 inch tread measurable in all major grooves |
| Improper Tires 07 O.C.G.A. § 40-8-74 (e) (2)  Effective: 05/09/2008, Updated: 05/14/2008  operate a (describe vehicle) on (name roadway) which had a tire with a [(cut) (break) (snag) on the tread and sidewall deep enough to expose body cord |
| Improper Tires 08 O.C.G.A. § 40-8-74 (e) (3)  Effective: 05/09/2008, Updated: 05/14/2008  operate a (describe vehicle) on (name roadway) which had a tire with a [(bump) (bulge) (separation)] |
| Improper Tires 09 O.C.G.A. § 40-8-74 (f)  Effective: 05/09/2008, Updated: 05/14/2008  operate a (describe vehicle) on (name roadway) which had a tire marked [("not for highway use") ("for racing purposes only") ("unsafe for highway use")] |
| Improper Tires 09 O.C.G.A. § 40-8-74 (g) Effective: 05/09/2008, Updated: 05/14/2008  operate a bus on (name roadway) which had retreaded tires upon the front wheels |
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| 40-8-75 | **Violation of Tire Cover Requirements** (Misdemeanor) Effective: 12/28/2007 |
| Violation of Tire Cover Requirements 01 O.C.G.A. § 40-8-75 – (Without Protector Flaps) Effective: 08/15/2008, Updated: 08/15/2008  did operate a (Insert Description of vehicle), a [(bus) (truck) (full trailer) (semitrailer) (pole trailer)] on (Insert Name of Roadway), said vehicle not being equipped with suitable metal protectors or substantial flexible flaps on the rearmost wheels |
| Violation of Tire Cover Requirements 02 O.C.G.A. § 40-8-75 – (Improperly Installed Protector Flaps) Effective: 08/15/2008, Updated: 08/15/2008  did operate a (Insert Description of vehicle), a [(bus) (truck) (full trailer) (semitrailer) (pole trailer)] on (Insert Name of Roadway), said vehicle being equipped with [(metal protectors) (flexible flaps) on the rearmost wheels having a ground clearance of more than one-half of the distance from the center of the rearmost axle of said vehicle to the center of the [(protector) (flap)] under any conditions of loading of the vehicle, in violation of code section 40-8-75 |
| Violation of Tire Cover Requirements 03 O.C.G.A. § 40-8-75 – (Improper Width of the Protector Flaps) Effective: 08/15/2008, Updated: 08/15/2008  did operate a (Insert Description of vehicle), a [(bus) (truck) (full trailer) (semitrailer) (pole trailer)] on (Insert Name of Roadway), said vehicle being equipped with [(metal protectors) (flexible flaps) on the rearmost wheels, which were less than the width of the tires they were covering, in violation of code section 40-8-75 |
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| 40-8-76 | **Child Safety Restraint Violation** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 40-8-76 (a) – (Sale of Vehicle without Safety Restraints) Effective: 10/01/2008, Updated: 03/01/2012  did unlawfully sell a passenger automobile to (Insert Name of Purchaser), a member of the general public the state of Georgia, without said automobile being equipped with two sets of safety belt for the front seat thereof |
| 02 O.C.G.A. § 40-8-76 (b) (1) – (Operating Vehicle without Restraining Child Under Age 8) (While Child in Front Seat)  Effective: 07/17/2007, Updated: 03/01/2012  being a driver of a (Insert Description of Vehicle), a [(passenger automobile) (van) (pickup truck)], which was in motion and operated on (Insert Name of Roadway), a [(public road) (street) (highway)], while transporting (Insert Name of Child), a child under eight years of age in the front seat of said vehicle, did unlawfully fail to provide for the proper restraint of said child in a child passenger restraining system |
| 03 O.C.G.A. § 40-8-76 (b) (1) (B) – (Operating Vehicle without Restraining Child Under Age 8) (While Child in Rear Seat) Effective: 07/17/2007, Updated: 03/01/2012  being a driver of a (Insert Description of Vehicle), a [(passenger automobile) (van) (pickup truck)], which was in motion and operated on (Insert Name of Roadway), a [(public road) (street) (highway)], while transporting (Insert Name of Child), a child under eight years of age in the rear seat of said vehicle, did unlawfully fail to provide for the proper restraint of said child in a child passenger restraining system |
| 04 O.C.G.A. § 40-8-76 (d) – (Operating a bus without Restraining Child Over age 4 and Under Age 8)  Effective: 07/17/2007, Updated: 11/16/2012  being a driver of a (Insert Description of Bus), a bus, which was in motion and operated on (Insert Name of Roadway), a [(public road) (street) (highway)], while transporting (Insert Name of Child), a child between four and eight years of age, did unlawfully fail to restrain said child in a safety belt, said bus not being a school bus as defined in paragraph 55 of code section 40-1-1 of the Official Code of Georgia and not being a multifunction school activities bus as defined in 49 C.F.R. 571.3(B) |
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| 40-8-76.1(b) | **Failure to Wear Seat Safety Belt** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Wear Seat Safety Belt O.C.G.A. § 40-8-76.1 (b) – (Occupant of Front Seat) Effective: 07/17/2007, Updated: 11/24/2009  being an occupant of the front seat of a (Insert Description of Vehicle), a passenger vehicle, which was being operated on (Insert Name of Roadway), a [(public road) (street) (highway)], did unlawfully fail wear a seat safety belt |
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| 40-8-76.1(e)(3) | **Failure to Secure a Seat Safety Belt on a Minor** (Misdemeanor) Effective: 10/01/2008 |
| Failure to Secure a Seat Safety Belt on a Minor Effective: 07/01/2010, Updated: 11/16/2012  being a driver of a (Insert Description of Vehicle), a passenger vehicle, which was being operated on (Insert Name of Roadway), a [(public road) (street) (highway)], did unlawfully transport (Insert Name of Child), a minor [(eight years of age) (older than 8 years of age)], while said child was not being restrained by a seat safety belt. |
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| 40-8-77 | **Bumper Requirements** (Misdemeanor) Effective: 12/26/2007 |
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| 40-8-79 | **Unlawfully Riding in Bed of Pickup Truck** (Misdemeanor) Effective: 01/01/1990 |
| Unlawfully Riding in Bed of Pickup Truck O.C.G.A. § 40-8-79 Effective: 07/17/2007, Updated: 01/23/2009  being the driver of (Insert Name of Pickup Truck), a pickup truck, on (Insert Name of Interstate Highway), an interstate highway, did unlawfully permit (Insert Name of Minor), a person under the age of 18, to ride as a passenger in the uncovered bed of said pickup truck |
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| 40-8-90 | **Unlawful Use of Blue Lights** (Misdemeanor) Effective: 07/17/2007 |
| Unlawful Use of Blue Lights O.C.G.A. § 40-8-90 (a) – (Misdemeanor) Effective: 07/17/2007, Updated: 01/23/2009  did unlawfully operate (Insert Name/Description of Motor Vehicle), a motor vehicle, on (Insert Name of Roadway) which [(was equipped with) (contained)] a device capable of producing [(flashing) (blinking) (revolving) (stationary)] blue lights |
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| 40-8-91 | **Imitating a Law Enforcement Vehicle** (Misdemeanor) Effective: 01/01/1990 |
| Imitating a Law Enforcement Vehicle 01 O.C.G.A. § 40-8-91 (c) – (Painting, Marking or Equipping a Vehicle to Resemble a Law Enforcement Vehicle)  Effective: 07/17/2007, Updated: 02/18/2009  did unlawfully [(paint) (mark) (equip)] a (Insert Description of Motor Vehicle), a motor vehicle, in the same manner prescribed by [(Code Section 40-8-91 of the Official Code of Georgia) (the Commissioner of Public Safety)] for law enforcement vehicles in that [(he) (she)] did (Insert Description of Painting, Marking or Equipment), said accused not being lawfully entitled to own vehicles for law enforcement purposes |
| Imitating a Law Enforcement Vehicle 02 O.C.G.A. § 40-8-91 (d) – (Using a disposed of Law Enforcement Vehicle without Removing the Colored Lights and Lettering)  Effective: 02/18/2009, Updated: 02/18/2009  did unlawfully use, for personal use, a (Insert Description of Vehicle), a law enforcement vehicle of (Insert Name of Law Enforcement Agency) which was [(disposed of) (not in use for law enforcement)], prior to removing the [(colored lights) (lettering) (colored lights and lettering) from said vehicle |
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| 40-8-92 | **Unlawful Use of Green Lights** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 07/17/2007, Updated: 01/23/2009  § 40-8-96. Violation of Code Sections 40-8-90 and 40-8-92 Any person violating Code Sections 40-8-90 and 40-8-92 shall be guilty of a misdemeanor. |
| Unlawful Use of Green Lights 01 O.C.G.A. § 40-8-92 – (Operation of vehicle on Public Property with Green Lights) Effective: 07/17/2007, Updated: 01/23/2009  did unlawfully operate a (Insert Description of Vehicle), a motor vehicle, on (Insert Description/Address), public property, with [(flashing) (revolving) (flashing and revolving)] green lights |
| Unlawful Use of Green Lights 02 O.C.G.A. § 40-8-92 – (Parking of vehicle on Public Property with Green Lights) Effective: 01/23/2009, Updated: 01/23/2009  did unlawfully park a (Insert Description of Vehicle), a motor vehicle, on (Insert Description/Address), public property, with [(flashing) (revolving) (flashing and revolving)] green lights |
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| 40-8-116 | **Violation of School Bus Requirements** (Misdemeanor) Effective: 01/01/1990 |
| O.C.G.A. § 40-8-116 (2) – (Operating Vehicle Similarly Colored and possessing Equipment which could Reasonably Confuse Motorists) Effective: 07/17/2007, Updated: 01/25/2009  did operate a vehicle without the words "SCHOOL BUS" but which was of a color and exhibited [(Insert Description of Equipment) (Insert Description of Identification)] which reasonably could cause a motorist to confuse it with a properly colored, identified, and equipped school bus |
| O.C.G.A. § 40-8-116 (4) – (Operating Converted School Buse without Removing Items which make it appear to still be a School Bus) Effective: 07/17/2007, Updated: 01/25/2009  did operate a vehicle which had been permanently converted from the purpose of transporting students to or from school or school activities without first having [(painted such vehicle some color other than the yellow required in subsection (b) of Code Section 40-8-110 of the Official Code of Georgia) (removed the stop arms) (removing <Insert Identity of Other Equipment Not Removed>, the equipment required by Code Section 40-8-111 of the Official Code of Georgia)] |
| Violation of School Bus Requirements O.C.G.A. § 40-8-116 (1) – (Operating School Bus without meeting requirements of 40-8-113 or 40-8-115) Effective: 07/17/2007, Updated: 01/25/2009  did operate a vehicle displaying the words "SCHOOL BUS" without meeting the [(color) (identification) (equipment)] requirements set forth in [(Code Section 40-8-113 of the Official Code of Georgia) (Code Section 40-8-115 of the Official Code of Georgia)], in that (Insert Description of Requirement which was not met) |
| Violation of School Bus Requirements O.C.G.A. § 40-8-116 (3) – (Operating School Bus on Non-School Activity without Covering up Words “School Bus”) Effective: 07/17/2007, Updated: 01/25/2009  did operate a school bus for a purpose other than the transportation of school children to or from school or school activities by (Insert Description of Use) without [(concealing) (covering)] all markings thereon indicating "SCHOOL BUS" |
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| 40-8-130 | **Operation of Vehicle without Serviceable Emission Control Device** (Misdemeanor) Effective: 08/22/2007 |
| Operation of Vehicle without Serviceable Emission Control Device O.C.G.A. § 40-8-130(a) Effective: 09/04/2008, Updated: 11/20/2008  being the owner of a (Insert Description of Vehicle), a motor vehicle on which a device [(controlling) (abating)] atmospheric emissions which was placed by the manufacturer pursuant to regulations promulgated by the United States secretary of health and human services in accordance with the provisions of Title II, the National Emissions Standards Act, of the Air Quality Act of 1967, Public Law 90-148 had been rendered unserviceable by [(removal) (alteration) (interference with its operation by (Insert Description of Other Interference))], did unlawfully [(operate) (permit (Insert Name of Operator) to operate)] said vehicle on (Insert Name of Roadway), in violation of code section 40-8-130 |
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| 40-8-181 | **Visible Exhaust Emissions** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 02/11/2009, Updated: 02/11/2009  § 40-8-183. Penalty Any person who violates any provision of this part shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than $10.00 nor more than $25.00. |
| Visible Exhaust Emissions 01 O.C.G.A. § 40-8-181 (a) – (Operation of Diesel Powered Vehicles) Effective: 02/11/2009, Updated: 02/11/2009  did unlawfully operate on (Insert Name of Roadway), a public roadway of the State of Georgia, a (Insert Description of Vehicle), a diesel powered vehicle, which discharged into the atmosphere visible emissions resulting in a decrease of light transmission beyond 30 percent from the [(crankcase) (exhaust system) (power system)], said emissions being beyond the period of [(ten continuous seconds) (1,000 feet)] of the [(acceleration) (deceleration)] of said vehicle |
| Visible Exhaust Emissions 02 O.C.G.A. § 40-8-181 (b) – (Operation of Gasoline Powered Vehicles) Effective: 02/11/2009, Updated: 02/11/2009  did unlawfully operate on (Insert Name of Roadway), a public roadway of the State of Georgia, a (Insert Description of Vehicle), a gasoline powered vehicle, which discharged into the atmosphere visible emissions resulting in a decrease of light transmission from the [(crankcase) (exhaust system) (power system)], said emissions being beyond the period of [(ten continuous seconds) (1,000 feet)] |
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| 40-9-8 | **Driving While License Suspended** (Misdemeanor) Effective: 07/18/2008 |
| Driving While License Suspended 01 O.C.G.A. § 40-9-8 – (Resident License Suspension under Chapter 9 of Title 40, Financial Responsibility) Effective: 02/20/2009, Updated: 02/20/2009  being a person whose driver's license had been suspended under Chapter 9 of Title 40 of the Official Code of Georgia, did unlawfully drive a motor vehicle upon (Insert Name of Roadway) during said suspension |
| Driving While License Suspended 02 O.C.G.A. § 40-9-8 – (Nonresident License Suspension under Chapter 9 of Title 40, Financial Responsibility) Effective: 02/20/2009, Updated: 02/20/2009  being a person whose nonresident's operating privilege had been suspended under Chapter 9 of Title 40 of the Official Code of Georgia, did unlawfully drive a motor vehicle upon (Insert Name of Roadway) during said suspension |
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| 40-11-2 | **Violating Duty of Person Removing Motor Vehicle** (Misdemeanor) Effective: 07/17/2007 |
| Violating Duty of Person Removing Motor Vehicle 01 O.C.G.A. § 40-11-2 (l) – (Removed Motor Vehicle and Failed to Provide Required Information) Effective: 07/17/2007, Updated: 02/19/2009  being a person who removed a motor vehicle from [(public) (private)] property, did unlawfully fail to provide the [(notice) (information)] as required by Code Section 40-11-2 of the Official Code of Georgia, to wit: (Insert Description of Information Required) |
| Violating Duty of Person Removing Motor Vehicle 02 O.C.G.A. § 40-11-2 (l) – (Removed Motor Vehicle and Provided False or Misleading Information) Effective: 02/19/2009, Updated: 02/19/2009  being a person who removed a motor vehicle from [(public) (private)] property, did knowingly provide [(false) (misleading)] information when providing the [(notice) (information)] as required by Code Section 40-11-2 of the Official Code of Georgia, to wit: (Insert Description of Information Required) |
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| 40-11-2 | **Violating Duty of Person Storing Motor Vehicle** (Misdemeanor) Effective: 02/19/2009 |
| Violating Duty of Person Storing Motor Vehicle 01 O.C.G.A. § 40-11-2 (l) – (Stored Motor Vehicle and Failed to Provide Required Information) Effective: 02/19/2009, Updated: 02/19/2009  being a person who stored a motor vehicle removed from [(public) (private)] property, did unlawfully fail to provide the [(notice) (information)] as required by Code Section 40-11-2 of the Official Code of Georgia, to wit: (Insert Description of Information Required) |
| Violating Duty of Person Storing Motor Vehicle 02 O.C.G.A. § 40-11-2 (l) – (Stored Motor Vehicle and Provided False or Misleading Information) Effective: 02/19/2009, Updated: 02/19/2009  being a person who stored a motor vehicle removed from [(public) (private)] property, did knowingly provide [(false) (misleading)] information when providing the [(notice) (information)] as required by Code Section 40-11-2 of the Official Code of Georgia, to wit: (Insert Description of Information Required) |
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| 40-11-6(b) | **Sale of Abandoned Motor Vehicle** (Misdemeanor) Effective: 08/21/2012 |
| Failure to comply with requirements of 40-11-6(b) Effective: 08/21/2012, Updated: 08/21/2012  being the holder of a lien on an abandoned motor vehicle, did sell said abandoned motor vehicle at public sale and thereafter failed to (provide the clerk of the court that authorized the lien with a copy of the bill of sale as provided to the purchaser) (and) (turn the remaining proceeds of such sale over to the clerk of the court) |
|  | |
| 40-11-9 | **Derelict Motor Vehicles** (Misdemeanor) Effective: 01/01/1990 |
| 02 O.C.G.A. § 40-11-9 (e) – (Remove a Derelict Motor Vehicle and Fail to Comply with Requirements of § 40-11-9) Effective: 07/17/2007, Updated: 01/30/2009  having removed a derelict motor vehicle at (Insert Name of Location), [(public) (private)] property, did unlawfully fail to comply with [(a requirement) (the requirements)] of Code Section 40-11-9 of the Official Code of Georgia, in that (Describe Failure) |
| 03 O.C.G.A. § 40-11-9 (e) – (Remove a Derelict Motor Vehicle an Knowingly Provide False or Misleading Information) Effective: 07/17/2007, Updated: 01/30/2009  having removed a derelict motor vehicle at (Insert Name of Location), [(public) (private)] property, did knowingly provide [(false) (misleading)] information when providing [(notice) (information)] as required by Code Section 40-11-9 of the Official Code of Georgia, to wit: (describe information) |
| Derelict Motor Vehicles 01 O.C.G.A. § 40-11-9 (d) – (Abandon a Derelict Motor Vehicle) Effective: 07/17/2007, Updated: 01/30/2009  did unlawfully abandon a derelict motor vehicle at (Insert Location), [(public) (private)] property |
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| 40-14-10 | **Unlawful Uses of Radar Speed Detection Devices** (Misdemeanor) Effective: 01/01/1990 |
| Unlawful Use of Radar Detection Devices O.C.G.A. § 40-14-10 Effective: 07/17/2007, Updated: 01/25/2009  did unlawfully [(order the use of) (use)] a radar speed detection device [(in <Insert Name of County>) (in <Insert Name of City>)(on <Insert Name of College or University Campus>)] for which a permit authorizing such use had [(not been issued) (been <(suspended) (revoked)> and not been reissued)] |
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| 40-2-140 | **Violation of 40-2-140** (Misdemeanor) Effective: 08/16/2011 |
| NOTE on 40-2-140(h) Effective: 08/16/2011, Updated: 08/16/2011  40-2-140(h) provides: "Every officer, agent, or employee of any corporation and every person who fails to comply with this article and any order, rule, or regulation of the Public Service Commission, Department of Public Safety, or Department of Revenue, or who procures, aids, or abets therein, shall be guilty of a misdemeanor. Misdemeanor violations of this article may be prosecuted, handled, and disposed of in the manner provided for in Chapter 13 of this title." The language that purports to make a violation of "any order, rule, or regulation of the Public Service Commission, Department of Public Safety, or Department of Revenue" a misdemeanor is unconstitutional. Howell v. State, 238 Ga. 95 (1976); Sundberg v. State, 234 Ga. 482 (1975); Glustrom v. State, 206 Ga. 734 (1950). It would also have to refer to what specific provision of Article 6A (which only consists of OCGA 40-2-140) has been violated. If a "foreign or domestic motor carrier, leasing company leasing to a motor carrier, broker, or freight forwarder" was engaged "in Interstate commerce in this state" without having registered as required by (b), then it is a misdemeanor violation of subsection (h). ---------------------- Charles. C. Olson General Counsel Prosecuting Attorneys' Council of Georgia Suite 400 104 Marietta St. Atlanta, GA 30303 USA Phone: 404-969-4001 Fax: 404-969-0020 Country Code: 01 email: colson@pacga.org |
|  | |
| 40-6-10(a) | **No Proof of Insurance** (Misdemeanor) Effective: 01/01/1990 |
| No Proof of Insurance O.C.G.A. §40-6-10(a) Effective: 04/28/2008, Updated: 10/06/2008  operate a motor vehicle on (Insert Name of Roadway), a public roadway, and fail to provide proof of the existence of the minimum insurance coverage as required by the laws of the State of Georgia |
|  | |
| 40-6-10(b) | **Authorizing Operation of an Uninsured Vehicle** (Misdemeanor) Effective: 08/26/2008 |
| Authorizing Operation of an Uninsured Vehicle § 40-6-10(b) Effective: 10/06/2008, Updated: 10/06/2008  did knowingly authorize (Insert Name of Operator of Vehicle) to operate a (Insert Description of Motor Vehicle), a motor vehicle, upon (Insert Name of Roadway), a public highway of the State of Georgia, without having [(effective insurance on said vehicle) (an approved plan of self insurance on said vehicle)] |
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| 40-6-10(b) | **Operating a Vehicle without Insurance** (Misdemeanor) Effective: 02/08/2007 |
| Operating a Vehicle without Insurance § 40-6-10(b) Effective: 07/16/2007, Updated: 10/06/2008  did knowingly operate a (Insert Description of Motor Vehicle), a motor vehicle, upon (Insert Name of Roadway), a public highway of the State of Georgia, without having [(effective insurance on said vehicle) (an approved plan of self insurance on said vehicle)] |
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| 40-6-10(c) | **False Statement Regarding Insurance Coverage** (Misdemeanor) Effective: 05/18/2008 |
| False Statement Regarding Insurance Coverage § 40-6-10(c) Effective: 05/18/2008, Updated: 10/06/2008  did knowingly make a false [(statement under code section 40-6-10 of the Official Code of Georgia) (certification under code section 40-5-71 of the Official Code of Georgia)] to (Name to Whom Statement was made) regarding the status of insurance coverage on [(his) (her)] motor vehicle, to wit: (Specify the False Statement Made) |
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| 40-6-11 | **Violating Insurance Requirements for Motorcycles** (Misdemeanor) Effective: 07/16/2007 |
| Violating Insurance Requirements for Motorcycles 01 O.C.G.G. § 40-6-11- (Operating without Insurance)  Effective: 07/16/2007, Updated: 01/18/2009  did knowingly operate (Insert Description of Motorcycle), a motorcycle, upon (Insert Name of Road, Highway or Street) without [(liability insurance on said motorcycle equivalent to that required as evidence of security for bodily injury and property damage liability under Code Section 40-9-37 of the Official Code of Georgia) (an approved plan of self insurance as defined in Chapter 34 of Title 33 of the Official Code of Georgia) |
| Violating Insurance Requirements for Motorcycles 02 O.C.G.G. § 40-6-11- (Authorized Another to Operate without Insurance)  Effective: 07/16/2007, Updated: 01/18/2009  did knowingly authorize (Insert Name of Person), another person, to operate (Insert Description of Motorcycle), a motorcycle, upon (Insert Name of Road, Highway or Street) without [(liability insurance on said motorcycle equivalent to that required as evidence of security for bodily injury and property damage liability under Code Section 40-9-37 of the Official Code of Georgia) (an approved plan of self insurance as defined in Chapter 34 of Title 33 of the Official Code of Georgia) |
| Violating Insurance Requirements for Motorcycles 03 O.C.G.G. § 40-6-11- (Failure to have Proof of Insurance on Possession)  Effective: 01/18/2009, Updated: 01/18/2009  being the operator of (Insert Description of Motor Cycle), a motorcycle, upon (Insert Name of Road, Highway or Street), did fail to keep [(proof) (evidence)] of the minimum insurance coverage required by Code Section 40-6-11 of the Official Code of Georgia on said motorcycle [(in <his> <her> immediate possession) (on said motorcycle)] as prescribed by Code Section 40-6-10 of the Official Code of Georgia |
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| 40-6-14(a) | **Sound Violation** (Misdemeanor) Effective: 01/01/1990 |
| Sound Violation O.C.G.A. § 40-6-14(a) Effective: 05/14/2008, Updated: 10/02/2008  while [(operating) (occupying)] a motor vehicle, to wit: (Describe Motor Vehicle), on (Name Street/Highway), did [(operate) (amplify)] the sound produced by a [(radio) (tape player) (describe other mechanical sound-making device or instrument)] from within the motor vehicle so that the sound was plainly audible at a distance of 100 feet or more from said motor vehicle |
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| 40-6-15 | **Driving on Improper Registration** (Misdemeanor) Effective: 07/24/2006 |
| 01 O.C.G.A. § 40-6-15 – (While Vehicle Registration was Suspended)  Effective: 07/16/2007, Updated: 10/27/2008  knowingly drive (Insert Description of Vehicle), a motor vehicle on (Insert Name of Road/Highway), a public road/highway of the State of Georgia, at a time when the vehicle registration of said vehicle was suspended |
| 02 O.C.G.A. § 40-6-15 – (While Vehicle Registration was Canceled)  Effective: 10/27/2008, Updated: 10/27/2008  knowingly drive (Insert Description of Vehicle), a motor vehicle on (Insert Name of Road/Highway), a public road/highway of the State of Georgia, at a time when the vehicle registration of said vehicle was suspended |
| 03 O.C.G.A. § 40-6-15 – (While Vehicle Registration was Revoked)  Effective: 10/27/2008, Updated: 10/27/2008  knowingly drive (Insert Description of Vehicle), a motor vehicle on (Insert Name of Road/Highway), a public road/highway of the State of Georgia, at a time when the vehicle registration of said vehicle was suspended |
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| 40-6-16 | **Move Over Violation** (Misdemeanor) Effective: 03/15/2007 |
| Move Over Violation 01 O.C.G.A. § 40-6-16 (a) – (Failure to Approach Emergency Vehicle with Caution) Effective: 01/09/2009, Updated: 01/09/2009  being the operator of a motor vehicle approaching a (Insert Name of Emergency Vehicle), a stationary authorized emergency vehicle that was displaying a flashing [(yellow) (amber) (white) (red) (blue)] lights, did fail to approach the authorized emergency vehicle with due caution by (State How Operator Failed to Exercise Due Caution) |
| Move Over Violation 01 O.C.G.A. § 40-6-16 (a) – (Failure to Approach Emergency Vehicle with Caution) Effective: 01/09/2009, Updated: 01/09/2009  being the operator of a motor vehicle approaching a (Insert Name of Emergency Vehicle), a stationary authorized emergency vehicle that was displaying a flashing [(yellow) (amber) (white) (red) (blue)] lights, did fail to approach the authorized emergency vehicle with due caution by (State How Operator Failed to Exercise Due Caution) |
| Move Over Violation 03 O.C.G.A. § 40-6-16 (a) (2) – (Failure to Reduce Speed when Unable to Change Lanes Upon Approaching Emergency Vehicle) Effective: 01/09/2009, Updated: 01/09/2009  being the operator of a motor vehicle approaching a (Insert Name of Emergency Vehicle), a stationary authorized emergency vehicle that was displaying a flashing [(yellow) (amber) (white) (red) (blue)] lights, when it was [(impossible) (prohibited by law) (unsafe)] to make a lane change into a lane not adjacent to the emergency vehicle, did fail to reduce the speed of the [(his) (her)] motor vehicle to a reasonable and proper speed for the existing road and traffic conditions |
| Move Over Violation 04 O.C.G.A. § 40-6-16 (b) – (Failure to Approach Towing Vehicle with Caution) Effective: 01/09/2009, Updated: 01/09/2009  being the operator of a motor vehicle approaching a stationary [(towing) (recovery) (highway maintenance)] vehicle that was displaying flashing [(yellow) (amber) (white) (red) (blue)] lights, did fail to approach said stationary vehicle with due caution by (State How Operator Failed to Exercise Due Caution) |
| Move Over Violation 05 O.C.G.A. § 40-6-16 (b) (1) – (Failure to Change Lanes into Lane not Adjacent to Towing Vehicle) Effective: 01/09/2009, Updated: 01/09/2009  being the operator of a motor vehicle approaching a stationary [(towing) (recovery) (highway maintenance)] vehicle that was displaying flashing [(yellow) (amber) (white) (red) (blue)] lights, when it was [(impossible) (prohibited by law) (unsafe)] to make a lane change into a lane not adjacent to the emergency vehicle, did fail to reduce the speed of the accused's motor vehicle to a reasonable and proper speed for the existing road and traffic conditions |
| Move Over Violation 06 O.C.G.A. § 40-6-16 (b) (2) – (Failure to Reduce Speed when Unable to Change Lanes upon Approach of Towing Vehicle) Effective: 01/09/2009, Updated: 01/09/2009  being the operator of a motor vehicle approaching a stationary [(towing) (recovery) (highway maintenance)] vehicle that was displaying flashing [(yellow) (amber) (white) (red) (blue)] lights, did fail to make a lane change into a lane not adjacent to the emergency vehicle which was possible in the existing safety and traffic conditions |
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| 40-6-20 | **Disregarding Traffic Control Device** (Misdemeanor) Effective: 01/01/1990 |
| Disregarding Traffic Control Device O.C.G.A. §40-6-20(a) Effective: 05/02/2008, Updated: 05/02/2008  did unlawfully, while driving a motor vehicle, disobey an official traffic control device, to wit: (red light) (red arrow), located at the intersection of (Street Name) and (Street Name), by (insert acts) |
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| 40-6-26 | **Interference with Traffic Control Devices** (Misdemeanor) Effective: 01/01/1990 |
| Interference with Traffic Control Devices 01 O.C.G.A. § 40-6-26 (a) – (Alter, Deface, Etc. an Official Traffic Control Device or Railroad Sign or Signal) Effective: 01/22/2009, Updated: 01/22/2009  without lawful authority, did unlawfully [(alter) (deface) (injure) (knock down) (remove)] (Insert Name of Traffic Control Device), [(an official traffic control device) (a railroad (sign)(signal))] located at (Insert Address of Device) |
| Interference with Traffic Control Devices 02 O.C.G.A. § 40-6-26 (a) – (Attempt to Alter, Deface, Etc. an Official Traffic Control Device or Railroad Sign or Signal) Effective: 01/22/2009, Updated: 01/22/2009  without lawful authority, did unlawfully attempt to [(alter) (deface) (injure) (knock down) (remove)] (Insert Name of Traffic Control Device), [(an official traffic control device) (a railroad (sign)(signal))] located at (Insert Address of Device) |
| Interference with Traffic Control Devices 03 O.C.G.A. § 40-6-26 (a) – (Alter, Deface, Etc. the Inscription, Shield or Insignia of a Traffic Control Device or Railroad Sign or Signal) Effective: 01/22/2009, Updated: 01/22/2009  without lawful authority, did unlawfully [(alter) (deface) (injure) (knock down) (remove)] (Insert Description of Inscription, Shield or Insignia Altered), the [(inscription) (shield) (insignia) (describe other)] of [(an official traffic control device) (railroad (sign) (signal))] located at (Insert Address of Device) |
| Interference with Traffic Control Devices 04 O.C.G.A. § 40-6-26 (a) – (Attempt to Alter, Deface, Etc. the Inscription, Shield or Insignia of a Traffic Control Device or Railroad Sign or Signal) Effective: 01/22/2009, Updated: 01/22/2009  without lawful authority, did unlawfully attempt to [(alter) (deface) (injure) (knock down) (remove)] (Insert Description of Inscription, Shield or Insignia Altered), the [(inscription) (shield) (insignia) (describe other)] of [(an official traffic control device) (railroad (sign) (signal))] located at (Insert Address of Device) |
| Interference with Traffic Control Devices 05 O.C.G.A. § 40-6-26 (b) – (Drove Around, Through an Official Traffic Control Device to go on an Officially Closed Road) Effective: 01/22/2009, Updated: 01/22/2009  without lawful authority, did unlawfully [(drive (around) (through)) (ignore)] (Insert Description of Traffic Control Device), an official traffic control device, so as to go onto (Insert Name of Closed Road/Highway), an officially closed [(highway) (road)] |
| Interference with Traffic Control Devices 06 O.C.G.A. § 40-6-26 (b) – (Drove Around, Through an Official Traffic Control Device to go on a Closed Road before Officially Opened) Effective: 01/22/2009, Updated: 01/22/2009  without lawful authority, did unlawfully [(drive (around) (through)) (ignore)] (Insert Description of Traffic Control Device), an official traffic control device, so as to go onto (Insert Name of Closed Road/Highway), a section of [(highway)(road)] before it was officially opened to the public |
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| 40-6-40 | **Driving on Wrong Side of Roadway** (Misdemeanor) Effective: 01/01/1990 |
| Driving on Wrong Side of Roadway §40-6-40(a) Generally Effective: 04/28/2008, Updated: 08/19/2008  did, while driving a <Describe vehicle being driven>, a motor vehicle, on <Describe Location>, fail to operate said vehicle on the right half of the roadway in violation of O.C.G.A 40-6-40(a) under circumstances which were not within any of the exceptions set out therein |
| Driving on Wrong Side of Roadway §40-6-40(a)(2) Yield to Oncoming Traffic Effective: 04/28/2008, Updated: 04/28/2008  did, while driving a <Describe vehicle being driven>, a motor vehicle, on <Describe Location>, drive to the left of the center of the highway and fail to yield the right of way to a <Identify Vehicle>, a vehicle traveling in the opposite direction upon the unobstructed portion of said highway and being within such a distance as to constitute an immediate hazard |
| Driving on Wrong Side of Roadway §40-6-40(c) Roadway having four or more lanes Effective: 04/28/2008, Updated: 08/19/2008  did, while driving a <Describe vehicle being driven>, a motor vehicle, on <Describe Location>, a roadway having four or more lanes for moving traffic and providing for two-way movement of traffic, drove to the left of the center of the roadway in violation of O.C.G.A 40-6-40(c) under circumstances which were not within any of the exceptions set out therein |
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| 40-6-45 | **Driving on Left Side of Roadway** (Misdemeanor) Effective: 12/20/2007 |
| 03 O.C.G.A. § 40-6-45(a)(2)(B) – (Traversing Railroad Grade Crossing) Effective: 08/12/2008, Updated: 08/12/2008  while on (Insert Name of Roadway) traversing a railroad grade crossing located at (Insert Location of Railroad Crossing), did unlawfully drive on the left side of said roadway, a roadway designed and authorized for traffic traveling in opposite directions |
| Driving on Left Side of Roadway 01 O.C.G.A. § 40-6-45(a)(1) – (Approaching Crest of Grade/Curve) Effective: 08/12/2008, Updated: 08/12/2008  while [(approaching) (upon)] [(the crest of a grade) (a curve)] on (Insert Name of Roadway), a roadway designed and authorized for traffic traveling in the opposite directions, did unlawfully drive on the left side of said roadway while [(his) (her)] view was obstructed within such a distance as to create a hazard in the event another vehicle might approach from the opposite direction |
| Driving on Left Side of Roadway 02 O.C.G.A. § 40-6-45(a)(2)(A) – (Traversing Intersection) Effective: 08/12/2008, Updated: 11/20/2008  while on (Insert Name of Roadway) traversing an intersection located at (Insert Name of Intersecting Roadway), an intersection marked by [(a solid barrier line placed on the right-hand element of a combination strip along the ((center) (lane)) line) (a solid double yellow line)], did unlawfully drive on the left side of said roadway, a roadway designed and authorized for traffic traveling in opposite directions |
| Driving on Left Side of Roadway 04 O.C.G.A. § 40-6-45(a)(3) – (Approaching Bridge/Viaduct/Tunnel) Effective: 08/12/2008, Updated: 08/12/2008  while approaching within 100 feet of a [(bridge) (viaduct) (tunnel)] on (Insert Name of Roadway), a roadway designed and authorized for traffic traveling in the opposite directions, did unlawfully drive on the left side of said roadway when [(his) (her)] view was obstructed |
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| 40-6-48 | **Failure to Maintain Lane** (Misdemeanor) Effective: 01/01/1990 |
| 03 O.C.G.A. § 40-6-48 (2) – (Three Lanes with Two Lanes in One Direction – Failure to Yield Right of Way) Effective: 09/18/2008, Updated: 09/18/2008  while operating a motor vehicle upon (Insert Name of Roadway), a roadway divided into three clearly marked lanes for traffic with two lanes in one direction, did unlawfully move [(his) (her)] vehicle into the center traffic lane when it was unsafe to do so |
| 04 O.C.G.A. § 40-6-48 (3) – (Three Lanes with Two Lanes in One Direction – Prohibited Use)  Effective: 09/18/2008, Updated: 09/18/2008  while operating a motor vehicle upon (Insert Name of Roadway), a roadway divided into three clearly marked lanes for traffic with two lanes in one direction, did unlawfully drive [(his) (her)] vehicle in violation of subsection (3) of code section 40-6-48 of the Official Code of Georgia by (Describe Act) |
| 05 O.C.G.A. § 40-6-48 (4) – (Traffic Control Devices – Designating Lanes of Travel) Effective: 09/18/2008, Updated: 09/18/2008  while operating a motor vehicle upon (Insert Name of Roadway), a roadway divided into clearly marked lanes for traffic, did unlawfully fail to obey official traffic-control devices erected thereon directing (Insert Directions on Devices) by (Describe Act) |
| 06 O.C.G.A. § 40-6-48 (5) – (Traffic Control Devices – Prohibiting Lane Changes) Effective: 09/18/2008, Updated: 09/18/2008  while operating a motor vehicle upon (Insert Name of Roadway), a roadway divided into clearly marked lanes for traffic, did unlawfully fail to obey official traffic-control devices erected thereon prohibiting the changing of lanes by (Describe Act) |
| Failure to Maintain Lane 01 O.C.G.A. § 40-6-48 (1) – (Failure to Stay Within Single Lane) Effective: 07/16/2007, Updated: 07/15/2010  while operating a motor vehicle upon (Insert Name of Roadway), a roadway divided into clearly marked lanes for traffic, did unlawfully fail to drive [(his) (her)] vehicle as nearly as practicable entirely within a single traffic lane |
| Failure to Maintain Lane 02 O.C.G.A. § 40-6-48 (1) – (Unsafe to Change Lane) Effective: 09/18/2008, Updated: 09/18/2008  while operating a motor vehicle upon (Insert Name of Roadway), a roadway divided into clearly marked lanes for traffic, did unlawfully move [(his) (her)] vehicle from within a single traffic lane when it was unsafe to do so |
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| 40-6-49 | **Following Too Closely** (Misdemeanor) Effective: 01/01/1990 |
| Following Too Closely §40-6-49(a) Generally Effective: 04/28/2008, Updated: 02/26/2013  while driving a <Describe vehicle being driven>, a motor vehicle, on <Describe Location>, did follow another vehicle, to wit: (describe vehicle being followed), more closely than was reasonable and prudent, without having due regard for the speed of such vehicle and traffic upon and the condition of the highway |
| Following Too Closely §40-6-49(b) While Drawing a Vehicle Effective: 04/28/2008, Updated: 04/28/2008  while driving a <Describe vehicle being driven>, a motor vehicle which is drawing another vehicle, to wit: (describe vehicle being drawn), and which was following another vehicle which was drawing a vehicle, on <Describe Location>, being outside of a business or residential district, did fail to leave sufficient space between his/her vehicle and the vehicle he/she was following for an overtaking vehicle to enter and occupy such space without danger |
| Following Too Closely §40-6-49(c) Vehicles Driven in Caravan Effective: 04/28/2008, Updated: 04/28/2008  while driving a <Describe vehicle being driven>, a motor vehicle, in a caravan or motorcade, on <Describe Location>, being outside of a business or residential district, did fail to leave sufficient space between his/her vehicle and the vehicle in front of him/her for an overtaking vehicle to enter and occupy such space without danger |
| Following Too Closely §40-6-49(d) Approaching Stopped vehicle Effective: 04/28/2008, Updated: 04/28/2008  while driving a <Describe vehicle being driven>, a motor vehicle, on <Describe Location>, did approach another vehicle from the rear, to wit: (describe vehicle being approached), which had (stopped) (slowed) to make a lawful turn |
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| 40-6-50 | **Improper Driving on Divided Highway** (Misdemeanor) Effective: 01/01/1990 |
| Improper Driving on Divided Highway 01 O.C.G.A. § 40-6-50 (b) – Must Drive on Right-Hand Roadway Effective: 05/21/2008, Updated: 05/21/2008  did fail to drive [(his) (her)] vehicle upon the right-hand roadway of (Insert Name of Roadway), a divided highway |
| Improper Driving on Divided Highway 02 O.C.G.A. § 40-6-50 (b) - Driving Across Median/Gore, etc. Effective: 05/21/2008, Updated: 05/21/2008  did drive [(his) (her)] vehicle [(over) (across) (within)] the [(dividing space) (barrier) (gore) (paved shoulder) (section)] separating the roadways of (name roadway), a divided highway |
| Improper Driving on Divided Highway 03 O.C.G.A. § 40-6-50 (b) – Improper Entry/Exit on Controlled-Access Roadway Effective: 05/21/2008, Updated: 05/21/2008  did drive [(his) (her)] vehicle [(onto) (from)] (name roadway), a controlled-access roadway, without using an established [(entrance) (exit)] |
| Improper Driving on Divided Highway 04 O.C.G.A. § 40-6-50 (b) – Improper Use of Emergency Lane Effective: 05/21/2008, Updated: 05/21/2008  did drive [(his) (her)] vehicle in an emergency lane in the absence of an actual emergency on (name roadway) |
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| 40-6-51 | **Violation of Restrictions on Controlled-Access Roadway** (Misdemeanor) Effective: 05/21/2007 |
| Violation of Restrictions on Controlled-Access Roadway O.C.G.A. § 40-6-51(b) Effective: 08/08/2008, Updated: 08/08/2008  traffic control devices having been erected and maintained on (Insert Name of Roadway), a controlled-access roadway, restricting the use of said roadway, to wit: (Insert Description of Restricted Use), did unlawfully disobey the restrictions stated thereon by (Describe Manner of disobedience) |
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| 40-6-52 | **Violation of Truck Lane Restrictions** (Misdemeanor) Effective: 09/04/2007 |
| 01 O.C.G.A. § 40-6-52(b) – (Highways with Three or More Lanes) Effective: 08/13/2008, Updated: 08/13/2008  while operating a truck on (Insert Name of Road/Street/Highway), a [(road) (street) (highway)] with [(three) (more than three)] lanes allowing for movement in the same direction, did unlawfully operate [(his) (her)] truck in a lane other than the two most right-handed lanes, to wit: (Insert the Number of Lane Operated within), in violation of code section 40-6-52 |
| Violation of Truck Lane Restrictions 02 O.C.G.A. § 40-6-52(c) – (Highways with Two Lanes) Effective: 08/13/2008, Updated: 08/13/2008  while operating a truck on (Insert Name of Road/Street/Highway), a [(road) (street) (highway)] with two lanes allowing for movement in the same direction, did unlawfully operate [(his) (her)] truck in left-hand lane, in violation of code section 40-6-52 |
| Violation of Truck Lane Restrictions 03 O.C.G.A. § 40-6-52(d) – (Interstate Highways) Effective: 08/13/2008, Updated: 08/13/2008  while operating a truck on (Insert Name of Interstate Highway), an interstate highway with [(four) (more than four)] allowing for movement in the same direction, with signs erected designating specific lanes that [(prohibit) (allow)] truck usage, did unlawfully operate [(his) (her)] truck in a lane other than as designated, to wit: (Describe Manner of Restricted Driving), in violation of code section 40-6-52 |
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| 40-6-54 | **Violation HOV Lane Restrictions** (Misdemeanor) Effective: 01/28/2011 |
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| 40-6-55 | **Failure to Yield to Bicyclist** (Misdemeanor) Effective: 11/16/2012 |
| Failure to Yield to Bicyclist Effective: 11/16/2012, Updated: 11/16/2012  being the driver of a vehicle on (Insert Name of Roadway), where a bicycle lane is provided, did unlawfully fail to yield to (Insert Name), a bicyclist in the bicycle lane |
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| 40-6-56 | **Improper Passing of a Bicycle** (Misdemeanor) Effective: 11/16/2012 |
| Improper Passing of a Bicycle Effective: 11/16/2012, Updated: 11/16/2012  being the driver of a vehicle on (Insert Name of Roadway), while overtaking and passing a bicycle, did pass the bicycle at an unsafe distance |
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| 40-6-70 | **Failure to Yield Right of Way** (Misdemeanor) Effective: 12/17/2007 |
| Failure to Yield Right of Way 01 O.C.G.A. § 40-6-70 (a) – Approaching at Same Time Effective: 07/31/2008, Updated: 07/31/2008  being the driver of a vehicle [(approaching) (entering)] an intersection located at (Insert Name of Intersecting Streets) at approximately the same time as another vehicle, did unlawfully fail to yield the right of way to the vehicle on [(his) (her)] right |
| Failure to Yield Right of Way 02 O.C.G.A. § 40-6-70 (a) – Approaching on Terminating Street Effective: 07/31/2008, Updated: 07/31/2008  being the driver of a vehicle [(approaching) (entering)] on (Insert Name of Street) which terminates at its intersection with (Insert Name of Street), did unlawfully fail to yield the right of way to the vehicle on (Insert Name of Street) |
| Failure to Yield Right of Way 03 O.C.G.A. § 40-6-70 (a) – Inoperative Traffic Light Effective: 07/31/2008, Updated: 07/31/2008  being the driver of one of two vehicles [(approaching) (entering)] an intersection at (Insert Name of Intersecting Streets) with an inoperative traffic light, did unlawfully fail to stop in the same manner as if a stop sign were facing in each direction at said intersection |
| Failure to Yield Right of Way 04 O.C.G.A. § 40-6-70 (a) – Flashing Red Signal (Stop) Effective: 07/31/2008, Updated: 07/31/2008  being the driver of a vehicle [(approaching) (entering)] an intersection at (Insert Name of Intersecting Streets), did unlawfully fail to stop for the flashing red signal |
| Failure to Yield Right of Way 05 O.C.G.A. § 40-6-70 (a) – Flashing Red Signal (Yield Right of Way) Effective: 07/31/2008, Updated: 07/31/2008  being the driver of a vehicle [(approaching) (entering)] an intersection at (Insert Name of Intersecting Streets), did unlawfully fail to fail to yield the right of way to the vehicle on (Insert Name of Street) |
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| 40-6-71 | **Failure to Yield Right of Way** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Yield Right of Way O.C.G.A. § 40-6-71 Effective: 05/14/2008, Updated: 11/20/2008  being the driver of a vehicle on (Name of Public Roadway/Highway) intending to turn left ([(within an intersection, to wit: (name intersection)] [(into an alley, to wit: (Describe Alley)] [(into a private road, to wit: (Name Private Road) [into a driveway (Describe Driveway)]), did fail to yield the right of way to a (name vehicle) driven by (name driver), a vehicle approaching from the opposite direction which vehicle was [(within said intersection) (so close thereto)] as to constitute an immediate hazard |
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| 40-6-72 (b) | **Failure to Stop at Stop Sign** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Stop at Stop Sign 01 O.C.G.A. § 40-6-72 (b) Effective: 07/16/2007, Updated: 10/06/2008  being the driver of a (Insert Description of Motor Vehicle), a motor vehicle, on (Insert Name of Roadway), approaching a stop sign located at its intersection with (Insert Name of Intersecting Roadway), did unlawfully fail to stop said vehicle [(at a clearly marked stop line) (before entering the crosswalk on the near side of said intersection) (at the point nearest the intersecting roadway where [(he) (she)] would have a view of approaching traffic on the intersecting roadway before entering said intersecting roadway)] |
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| 40-6-72 (b) | **Failure to Yield at Stop Sign** (Misdemeanor) Effective: 10/06/2008 |
| Failure to Yield at Stop Sign O.C.G.A. § 40-6-72 (b) Effective: 10/06/2008, Updated: 10/06/2008  being the driver of a (Insert Description of Motor Vehicle), a motor vehicle, on (Insert Name of Roadway), having stopped at a stop sign located at its intersection with (Insert Name of Intersecting Roadway), did unlawfully fail to yield the right of way to a vehicle [(in the intersection) (approaching on said intersecting street)] which was so close as to constitute an immediate hazard during the time when [(he) (she)] was moving [(across) (within)] the [(intersecting roadway) (junction of roadways)] |
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| 40-6-72 (c) | **Failure to Yield at Yield Sign** (Misdemeanor) Effective: 10/06/2008 |
| Failure to Yield at Yield Sign O.C.G.A. § 40-6-72 (c) Effective: 10/06/2008, Updated: 10/06/2008  being the driver of a (Insert Description of Motor Vehicle), a motor vehicle, on (Insert Name of Roadway), approaching a yield sign located at its intersection with (Insert Name of Intersecting Roadway), did unlawfully fail to yield the right of way to a vehicle [(in the intersection) (approaching on said intersecting street)] which was so close as to constitute an immediate hazard during the time when [(he) (she)] was moving [(across) (within)] the [(intersecting roadway) (junction of roadways)] |
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| 40-6-73 | **Failure to Yield Upon Entering Roadway** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Yield Upon Entering Roadway O.C.G.A. § 40-6-73 Effective: 05/15/2008, Updated: 05/15/2008  being the driver of a vehicle about to [(enter) (cross)] (Name Roadway to be Entered), a roadway, from (describe place other than another roadway, i.e., parking lot, driveway, etc), did fail to yield the right of way to a vehicle approaching on said roadway |
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| 40-6-74 | **Failure to Yield to Emergency Vehicles** (Misdemeanor) Effective: 10/17/2006 |
| Failure to Yield to Emergency Vehicles 01 O.C.G.A. § 40-6-74 – (Yield Right of Way) Effective: 07/28/2008, Updated: 11/20/2008  being the driver of a (Insert Description of Vehicle), a vehicle, on (Insert Name of Roadway), and upon the immediate approach of (Insert Description of Emergency Vehicle), [(an authorized emergency vehicle) (a vehicle belonging to (Insert Name of Agency Owning Vehicle), a (federal)(state)(local) law enforcement agency)] making use of an audible signal and visual signals meeting the requirements of Code Section 40-6-6, did unlawfully fail to yield the right of way to said [(emergency) (law enforcement)] vehicle |
| Failure to Yield to Emergency Vehicles 02 O.C.G.A. § 40-6-74 – (Drive to Right of Roadway) Effective: 07/28/2008, Updated: 11/20/2008  being the driver of a (Insert Description of Vehicle), a vehicle, on (Insert Name of Roadway), and upon the immediate approach of (Insert Description of Emergency Vehicle), [(an authorized emergency vehicle) (a vehicle belonging to (Insert Name of Agency Owning Vehicle), a (federal)(state)(local) law enforcement agency)] making use of an audible signal and visual signals meeting the requirements of Code Section 40-6-6, did unlawfully fail to immediately drive to a position parallel to, and as close as possible to, the right-hand edge or curb of the roadway clear of any intersection and stop and remain in such position until said [(emergency) (law enforcement)] vehicle had passed |
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| 40-6-75 | **Failure to Yield at Construction Area** (Misdemeanor) Effective: 07/18/2008 |
| 01 O.C.G.A. § 40-6-75 (a) – (Within Construction Area Indicated by Traffic Control Devices) Effective: 02/24/2009, Updated: 02/24/2009  being the driver of a vehicle on (Insert Name of Highway) within a highway [(construction) (maintenance)] area indicated by an official traffic-control device, did unlawfully fail to yield the right of way to (Insert Identity of Vehicle or Pedestrian), [(an authorized vehicle) (a pedestrian)] actually engaged in work upon said highway |
| 02 O.C.G.A. § 40-6-75 (b) – (To Vehicles Engaged in Work Upon Highway and Displaying Flashing Amber Lights) Effective: 02/24/2009, Updated: 02/24/2009  being the driver of a vehicle on (Insert Name of Highway), did unlawfully fail to yield the right of way to an authorized vehicle actually engaged in work upon said highway and displaying [(flashing) (revolving)] amber lights with a permit to use such amber lights |
| PENALTY PROVISIONS: Effective: 02/24/2009, Updated: 02/24/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-76 | **Funeral Procession Violation** (Misdemeanor) Effective: 04/17/2008 |
| Funeral procession Violation 01 O.C.G.A. § 40-6-76(b) – (Failure to Yield to Funeral Procession at Intersection) Effective: 09/04/2008, Updated: 09/04/2008  being the driver of a motor vehicle on (Insert Name of Roadway) at its intersection with (Insert Name of Intersecting Roadway), did unlawfully fail to yield the right of way to a funeral procession at said intersection, said accused not being a part of said funeral procession |
| Funeral procession Violation 02 O.C.G.A. § 40-6-76(b)(1) – (Funeral Procession - Failure to Yield to Emergency Vehicle) Effective: 09/04/2008, Updated: 09/04/2008  being the driver of a motor vehicle in a funeral procession on (Insert Name of Roadway) at its intersection with (Insert Name of Intersecting Roadway), did unlawfully fail to yield the right of way at said intersection upon the approach of a (Insert Description of Emergency/Law Enforcement Vehicle), [(an emergency vehicle) (a law enforcement vehicle)] giving an audible and visual signal |
| Funeral procession Violation 03 O.C.G.A. § 40-6-76(b)(2) – (Funeral Procession - Failure to Yield to Traffic Officer) Effective: 09/04/2008, Updated: 11/20/2008  being the driver of a motor vehicle in a funeral procession on (Insert Name of Roadway) at its intersection with (Insert Name of Intersecting Roadway), did unlawfully fail to yield the right of way at said intersection upon being directed to do so by (Insert Name of Traffic Officer), a traffic officer of (Insert Identity of Officer's Agency) |
| Funeral procession Violation 04 O.C.G.A. § 40-6-76(c) – (Failure to Yield to Funeral Procession on Roadway) Effective: 09/04/2008, Updated: 09/04/2008  being the driver of a motor vehicle on (Insert Name of Roadway), did unlawfully fail to yield the right of way to a funeral procession being escorted by [(an officer) (officers) (a deputy) (deputies)] of the (Insert Name of Escorting Agency) on said roadway |
| Funeral procession Violation 05 O.C.G.A. § 40-6-76(d) – (Interrupting a Funeral Procession) Effective: 09/04/2008, Updated: 09/04/2008  being the driver of a motor vehicle on (Insert Name of Roadway), did unlawfully interrupt a funeral procession on said roadway by (Describe Manner of Interruption), said accused not being a part of said funeral procession |
| Funeral procession Violation 06 O.C.G.A. § 40-6-76(e) – (Joining a Funeral Procession) Effective: 09/04/2008, Updated: 09/04/2008  being the driver of a motor vehicle on (Insert Name of Roadway), did unlawfully join a funeral procession on said roadway by operating [(his) (her)] headlights for the purpose of securing the right of way granted by code section 40-6-76, said accused not being a part of said funeral procession |
| Funeral procession Violation 07 O.C.G.A. § 40-6-76(f) – (Passing Vehicles in a Funeral Procession) Effective: 09/04/2008, Updated: 09/04/2008  being the driver of a motor vehicle on (Insert Name of Highway), a two-lane highway, did unlawfully [(attempt) (pass)] [(a vehicle) (vehicles)] a funeral procession on said roadway, said accused not being a part of said funeral procession |
| PENALTY NOTES:: O.C.G.A. § 40-6-1 (a) & O.C.G.A. § 40-6-76 (g) Effective: 09/04/2008, Updated: 09/04/2008  § 40-6-1 (a): It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. § 40-6-76 (g): Any person violating subsection (d), (e), or (f) of this Code section shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not to exceed $100.00. |
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| 40-6-77 | **Failure to Yield, resulting in serious injury** (Misdemeanor) Effective: 04/04/2011 |
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| 40-6-91(a) | **Failure to Yield to Pedestrian in Crosswalk** (Misdemeanor) Effective: 09/11/2007 |
| Failure to Yield to Pedestrian in Crosswalk 01 O.C.G.A. § 40-6-91(a) – (Upon Driver’s Half of Roadway) Effective: 09/03/2008, Updated: 09/03/2008  being the driver of vehicle on (Insert Name of Roadway), did unlawfully fail to stop and remain stopped to allow (Insert Name of Pedestrian), a pedestrian, to cross said roadway within a crosswalk when said pedestrian was upon the half of the roadway upon which [(his) (her)] vehicle was traveling |
| Failure to Yield to Pedestrian in Crosswalk 02 O.C.G.A. § 40-6-91(a) – (Within One Lane of Driver’s Half of Roadway) Effective: 09/03/2008, Updated: 09/03/2008  being the driver of vehicle on (Insert Name of Roadway), did unlawfully fail to stop and remain stopped to allow (Insert Name of Pedestrian), a pedestrian, to cross said roadway within a crosswalk when said pedestrian was approaching and was within one lane of the half of the roadway upon which [(his) (her)] vehicle was traveling |
| Failure to Yield to Pedestrian in Crosswalk 03 O.C.G.A. § 40-6-91(a) – (Within One Lane of Roadway onto which Driver was Turning) Effective: 09/03/2008, Updated: 09/03/2008  being the driver of vehicle on (Insert Name of Roadway), did unlawfully fail to stop and remain stopped to allow (Insert Name of Pedestrian), a pedestrian, to cross said roadway within a crosswalk when said pedestrian was approaching and was within one lane of the half of the roadway onto which [(his) (her)] vehicle was turning |
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| 40-6-91(b) | **Pedestrian Improperly Entering Roadway** (Misdemeanor) Effective: 09/03/2008 |
| Pedestrian Improperly Entering Roadway O.C.G.A. § 40-6-91(b) Effective: 09/03/2008, Updated: 09/03/2008  being a pedestrian on (Insert Name of Roadway), did suddenly leave a [(curb) (describe other place of safety)] and [(walk) (run)] into the path of a vehicle which was so close that it was impractical for the driver to yield |
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| 40-6-93 | **Failure to Exercise Due Care Toward Pedestrian** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 40-6-93 – (Due Care to Avoid Colliding with Pedestrian) Effective: 08/15/2008, Updated: 08/15/2008  being the driver of a (Insert Description of Vehicle), a vehicle, on (Insert Name of Roadway), did unlawfully fail to exercise due care to avoid colliding with (Insert Name of Pedestrian), a pedestrian upon said roadway, at (Insert Location of Incident) by (Describe Manner of Offense) |
| 03 O.C.G.A. § 40-6-93 – (Failure to Exercise Precautions) Effective: 08/15/2008, Updated: 11/20/2008  being the driver of a (Insert Description of Vehicle), a vehicle, on (Insert Name of Roadway), did unlawfully fail to exercise proper precautions upon observing (Insert Name of Pedestrian) [(a child) (an obviously (confused) (incapacitated) (intoxicated))] person upon said roadway, at (Insert Location of Incident) by (Describe Manner of Offense) |
| Failure to Exercise Due Care Toward Pedestrian 02 O.C.G.A. § 40-6-93 – (Failure to Sound Horn) Effective: 08/15/2008, Updated: 08/15/2008  being the driver of a (Insert Description of Vehicle), a vehicle, on (Insert Name of Roadway), did unlawfully fail to give warning by sounding [(his) (her)] horn when necessary to avoid colliding with a pedestrian, at (Insert Location of Incident) |
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| 40-6-95 | **Pedestrian Under the Influence of Alcohol** (Misdemeanor) Effective: 05/24/2006 |
| Pedestrian Under the Influence 01 O.C.G.A. § 40-6-95 (Roadway) Effective: 05/14/2008, Updated: 05/14/2008  did [(walk) (be)] upon (Name Roadway) while under the influence of [(intoxicating liquor) (a drug)] to the degree which rendered the accused a hazard |
| Pedestrian Under the Influence 02 O.C.G.A. § 40-6-95 (Shoulder of Roadway) Effective: 05/14/2008, Updated: 05/14/2008  did [(walk) (be)] upon the shoulder of (Name Roadway) while under the influence of [(intoxicating liquor) (a drug)] to the degree which rendered the accused a hazard |
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| 40-6-96 | **Pedestrian on Roadway** (Misdemeanor) Effective: 11/03/2006 |
| Pedestrian on Roadway 01 O.C.G.A. § 40-6-96 (a) - (Sidewalk Provided) Effective: 07/28/2008, Updated: 07/28/2008  did unlawfully walk [(along) (Upon)] (Insert Name of Roadway) at (Insert Location) and not on the sidewalk provided |
| Pedestrian on Roadway 02 O.C.G.A. § 40-6-96 (a) – (Shoulder available) Effective: 07/28/2008, Updated: 07/28/2008  did unlawfully walk [(along) (Upon)] (Insert Name of Roadway) at (Insert Location) and not on the available shoulder, said roadway not having a sidewalk |
| Pedestrian on Roadway 03 O.C.G.A. § 40-6-96 (a) – (Shoulder available) Effective: 07/28/2008, Updated: 07/28/2008  did unlawfully walk [(along) (Upon)] (Insert Name of Roadway) at (Insert Location) but not as near as practicable to the outside edge of said roadway, said roadway not having a sidewalk nor a shoulder available |
| Pedestrian on Roadway 04 O.C.G.A. § 40-6-96 (c) – (Two-Lane Roadway w/o Shoulder/Sidewalk) Effective: 07/28/2008, Updated: 07/28/2008  did unlawfully walk [(along) (Upon)] the right side of (Insert Name of Roadway) at (Insert Location), said roadway being a two-lane roadway not having a sidewalk nor a shoulder available |
| Pedestrian on Roadway 05 O.C.G.A. § 40-6-96 (d) – (Failure to Yield Right of Way) Effective: 07/28/2008, Updated: 07/28/2008  being a pedestrian upon (Insert Name of Roadway), did unlawfully fail to yield the right of way to vehicles upon said roadway |
| Pedestrian on Roadway 06 O.C.G.A. § 40-6-96 (e) – (Upon Bridge) Effective: 07/28/2008, Updated: 07/28/2008  being a pedestrian, did unlawfully [(enter) (remain)] upon (Insert Name of Bridge) beyond the bridge [(signal) (gate) (barrier)] after a bridge operation signal indication had been given |
| Pedestrian on Roadway 07 O.C.G.A. § 40-6-96 (e) – (Upon Approach to Bridge) Effective: 07/28/2008, Updated: 07/28/2008  being a pedestrian, did unlawfully [(enter) (remain)] upon the approach to (Insert Name of Bridge) beyond the bridge [(signal) (gate) (barrier)] after a bridge operation signal indication had been given |
| Pedestrian on Roadway 08 O.C.G.A. § 40-6-96 (f) – (Railroad Crossing Gate Closed) Effective: 07/28/2008, Updated: 07/28/2008  being a pedestrian on (name roadway), did unlawfully pass [(through) (around) (over) (under)] a crossing [(gate) (barrier)] at a [(railroad grade crossing) (bridge)] while such was closed |
| Pedestrian on Roadway 09 O.C.G.A. § 40-6-96 (f) – (Railroad Crossing Gate Being Opened) Effective: 07/28/2008, Updated: 07/28/2008  being a pedestrian on (name roadway), did unlawfully pass [(through) (around) (over) (under)] a crossing [(gate) (barrier)] at a [(railroad grade crossing) (bridge)] while such was being opened |
| Pedestrian on Roadway 10 O.C.G.A. § 40-6-96 (f) – (Railroad Crossing Gate Being Closed) Effective: 07/28/2008, Updated: 07/28/2008  being a pedestrian on (name roadway), did unlawfully pass [(through) (around) (over) (under)] a crossing [(gate) (barrier)] at a [(railroad grade crossing) (bridge)] while such was being closed |
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| 40-6-120 | **Improper Turn at Intersection** (Misdemeanor) Effective: 01/01/1990 |
| 03 O.C.G.A. § 40-6-120 (b) (Right Turn) (Intersections with Traffic Control Devices) Effective: 05/15/2008, Updated: 05/15/2008  did , while intending to make a right turn, [(drive) (operate)] (Describe Vehicle), a motor vehicle, on (Name of Roadway) at its intersection with (Name of Intersecting Roadway) fail to execute said right turn as directed by traffic-control devices placed [(within) (adjacent to)] said intersection proscribing the manner of making such turn |
| 04 O.C.G.A. § 40-6-120 (b) (Left Turn) (Intersections with Traffic Control Devices) Effective: 05/15/2008, Updated: 05/15/2008  did , while intending to make a left turn, [(drive) (operate)] (Describe Vehicle), a motor vehicle, on (Name of Roadway) at its intersection with (Name of Intersecting Roadway) fail to execute said left turn as directed by traffic-control devices placed [(within) (adjacent to)] said intersection proscribing the manner of making such turn |
| Improper Turn at Intersection 01 O.C.G.A. § 40-6-120 (a) (1) (Right Turn) Effective: 05/15/2008, Updated: 11/16/2012  did, while intending to make a right turn, [(drive) (operate)] (Describe Vehicle), a motor vehicle, on (Name of Roadway) at its intersection with (Name of Intersecting Roadway) fail to keep said vehicle as close as practicable to the [(right-hand curb) (edge)] of said roadway |
| Improper Turn at Intersection 02 O.C.G.A. § 40-6-120 (a) (2) (Left Turn) Effective: 05/15/2008, Updated: 11/16/2012  did, while intending to make a left turn, [(drive) (operate)] (Describe Vehicle), a motor vehicle, on (Name of Roadway) at its intersection with (Name of Intersecting Roadway) fail to keep said vehicle in the extreme left-hand lane lawfully available to traffic moving in the same direction as the turning vehicle |
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| 40-6-121 | **Improper U-turn** (Misdemeanor) Effective: 11/30/2006 |
| Improper U-Turn 01 § 40-6-121(1) Effective: 05/20/2008, Updated: 05/20/2008  did turn [(his) (her)] vehicle so as to proceed in the opposite direction upon a curve on (name roadway) |
| Improper U-Turn 02 § 40-6-121(2) Effective: 05/20/2008, Updated: 05/20/2008  did turn [(his) (her)] vehicle so as to proceed in the opposite direction [(upon the approach to) (near the crest of)] a grade where such vehicle could not be seen by the driver of another vehicle approaching from (state direction) on (name roadway) |
| Improper U-Turn 03 § 40-6-121(3) Effective: 05/20/2008, Updated: 05/20/2008  did turn [(his) (her)] vehicle so as to proceed in the opposite direction where such turn could not be made in safety and without interfering with other traffic on (name roadway) |
| Improper U-Turn 04 § 40-6-121(4) Effective: 05/20/2008, Updated: 05/20/2008  did turn [(his) (her)] vehicle so as to proceed in the opposite direction where a prohibition was posted on (name roadway) |
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| 40-6-122 | **Improperly Starting Parked Vehicle** (Misdemeanor) Effective: 11/09/2007 |
| Improperly Starting Parked Vehicle O.C.G.A. § 40-6-122 Effective: 07/31/2008, Updated: 07/31/2008  did unlawfully start a vehicle which was [(stopped) (standing) (parked)] on (name roadway) without ensuring such movement could be made with reasonable safety |
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| 40-6-123 | **Improper Lane Change** (Misdemeanor) Effective: 05/18/2008 |
| Improper Lane Change 01 §40-6-123(a) - Change Lanes When Movement Not Safe Effective: 05/18/2008, Updated: 05/18/2008  did, while operating a motor vehicle in the vicinity of (describe location), change lanes, to wit: (describe lane change), when such movement was not reasonably safe |
| Improper Lane Change 02 §40-6-123(b) - Change Lanes w/o Signal Effective: 05/18/2008, Updated: 05/18/2008  did, while operating a motor vehicle in the vicinity of (describe location), change lanes, to wit: (describe lane change), without signaling an intention to do so for a time sufficient to alert the [(driver of a vehicle proceeding from the rear in the same direction) (driver of a vehicle approaching from the opposite direction)] |
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| 40-6-123 | **Improper Turn** (Misdemeanor) Effective: 10/24/2006 |
| Improper Turn §40-6-123(a) Entering Driveway Effective: 04/28/2008, Updated: 04/28/2008  did, while operating a motor vehicle in the vicinity of (describe location), entered a driveway, to wit: (address of driveway), when such movement was not reasonably safe |
| Improper Turn §40-6-123(a) Entering Private Road Effective: 04/28/2008, Updated: 04/28/2008  did, while operating a motor vehicle in the vicinity of (describe location), entered a private road, to wit: (name private road), when such movement was not reasonably safe |
| Improper Turn §40-6-123(a) Intersection Effective: 04/28/2008, Updated: 04/28/2008  did, while operating a motor vehicle in the vicinity of the intersection of (name intersection streets), (made a left turn) (made a right turn) when such movement was not reasonably safe |
| Improper Turn §40-6-123(a) Move Left Upon Roadway Effective: 04/28/2008, Updated: 04/28/2008  did, while operating a motor vehicle upon the roadway, to wit: (describe location), move left upon said roadway (describe movement), when such movement was not reasonably safe |
| Improper Turn §40-6-123(a) Move Right Upon Roadway Effective: 04/28/2008, Updated: 04/28/2008  did, while operating a motor vehicle upon the roadway, to wit: (describe location), move right upon said roadway (describe movement), when such movement was not reasonably safe |
| Improper Turn §40-6-123(a) Turn Vehicle from Direct Course Effective: 04/28/2008, Updated: 04/28/2008  did, while operating a motor vehicle in the vicinity of (describe location), turn his/her vehicle from the direct course being driven by (describe turn), when such movement was not reasonably safe |
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| 40-6-123(b) | **Turn Signal Violation** (Misdemeanor) Effective: 01/01/1990 |
| Turn Signal Violation §40-6-123(b) Changing Lanes Effective: 04/28/2008, Updated: 04/28/2008  did, while operating a motor vehicle in the vicinity of (describe location), unlawfully changed Lanes (describe lane change) [(without giving a signal of his/her intention to do so)(without giving an appropriate signal of his/her intention to do so) without giving a timely signal of his/her intention to do so)] to (vehicles approaching from the rear in the same direction) (vehicles approaching from the opposite direction) |
| Turn Signal Violation §40-6-123(b) Left Turn Effective: 04/28/2008, Updated: 04/28/2008  did, while operating a motor vehicle in the vicinity of (describe location), unlawfully made a left turn onto (describe location) [(without giving a signal of his/her intention to do so)(without giving an appropriate signal of his/her intention to do so) without giving a timely signal of his/her intention to do so)] to (vehicles approaching from the rear in the same direction) (vehicles approaching from the opposite direction) |
| Turn Signal Violation §40-6-123(b) Right Turn Effective: 04/28/2008, Updated: 04/28/2008  did, while operating a motor vehicle in the vicinity of (describe location), unlawfully made a right turn onto (describe location) [(without giving a signal of his/her intention to do so)(without giving an appropriate signal of his/her intention to do so) without giving a timely signal of his/her intention to do so)] to (vehicles approaching from the rear in the same direction) (vehicles approaching from the opposite direction) |
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| 40-6-123(c) | **Improper Reduction of Speed** (Misdemeanor) Effective: 05/18/2008 |
| Improper Reduction of Speed §40-6-123(c) – Sudden Stop/Reduction of Speed w/o Signal Effective: 05/18/2008, Updated: 05/18/2008  did, while operating a motor vehicle in the vicinity of (describe location), [(stop) (suddenly decrease the speed of [(his) (her)] vehicle without first giving an appropriate signal of [(his) (her)] intention to do so to the driver of any vehicle immediately to [(his) (her)] rear, having had an opportunity to give such signal |
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| 40-6-123(d) | **Improper Use of Turn Signal** (Misdemeanor) Effective: 05/18/2008 |
| Improper Use of Turn Signal 01 §40-6-123(d) – Parked/Disabled Vehicle Effective: 05/18/2008, Updated: 05/18/2008  did, while operating (Name of Vehicle), a motor vehicle, in the vicinity of (describe location), flash the turn signals of said vehicle on the [(left) (right)] side only while said vehicle was [(parked) (disabled)] |
| Improper Use of Turn Signal 02 §40-6-123(d) – Courtesy/”Do Pass” Signal Effective: 05/18/2008, Updated: 05/18/2008  did, while operating (Name of Vehicle), a motor vehicle, in the vicinity of (describe location), flash the turn signals of said vehicle as a [(courtesy) (“do pass”)] signal to operators of vehicles approaching from [(his) (her)] rear |
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| 40-6-140 | **Violation of Railroad Crossing Statute** (Misdemeanor) Effective: 12/08/2006 |
| 01 O.C.G.A. § 40-6-140 (a) (1) – Electric/Mechanical Signal Effective: 05/23/2008, Updated: 05/23/2008  while driving a vehicle approaching a railroad grade crossing located on (Insert Name of Road), did fail to stop within 50 feet but not less than 15 feet from the nearest rail of such railroad and proceed when [(he) (she)] could do so safely when a clearly visible [(electric) (mechanical)] signal device gave warning of the immediate approach of a train |
| 05 O.C.G.A. § 40-6-140 (c) – When No Warning Signals Present Effective: 05/23/2008, Updated: 05/23/2008  while driving a vehicle approaching a railroad grade crossing located on (Insert Name of Road) at which there were no mechanical signals, closed crossing gate, stop sign, or flagman present giving warning of the immediate approach of a train, did fail to slow to a reasonable and prudent speed and verify that there was no approaching train prior to proceeding through such crossing |
| 07 O.C.G.A. § 40-6-140 (e) – Insufficient Space to Drive Through w/o Stopping Effective: 05/23/2008, Updated: 05/23/2008  did unlawfully drive a vehicle over a railroad grade crossing located at (Insert Name of Road) there was insufficient space to drive completely through the crossing without stopping |
| 08 O.C.G.A. § 40-6-140 (f) – Insufficient Undercarriage Clearance Effective: 05/23/2008, Updated: 05/23/2008  did unlawfully drive a vehicle over a railroad grade crossing located at (Insert Name of Road) there was insufficient undercarriage clearance for the vehicle to negotiate the crossing |
| Violation of Railroad Crossing Statute 02 O.C.G.A. § 40-6-140 (a) (2) – Crossing Gate Effective: 05/23/2008, Updated: 05/23/2008  while driving a vehicle approaching a railroad grade crossing located on (Insert Name of Road), did fail to stop within 50 feet but not less than 15 feet from the nearest rail of such railroad and proceed when [(he) (she)] could do so safely when a [(crossing gate was lowered) (human flagman gave a signal) (human flagman continued to give a signal)] indicating the approach of the passage of a train |
| Violation of Railroad Crossing Statute 03 O.C.G.A. § 40-6-140 (a) (3) – Plainly Visible Train Effective: 05/23/2008, Updated: 05/23/2008  while driving a vehicle approaching a railroad grade crossing located on (Insert Name of Road), did fail to stop within 50 feet but not less than 15 feet from the nearest rail of such railroad and proceed when [(he) (she)] could do so safely when an approaching train was plainly visible and was in hazardous proximity to such crossing |
| Violation of Railroad Crossing Statute 04 O.C.G.A. § 40-6-140 (b) – Driving Around Crossing Gate Effective: 05/23/2008, Updated: 05/23/2008  did unlawfully drive a vehicle [(through) (around) (under)] a crossing [(gate) (barrier)] at a railroad crossing located at (Insert Name of Road) while such was [(closed) (being opened) (being closed)] |
| Violation of Railroad Crossing Statute 06 O.C.G.A. § 40-6-140 (d) – When Train is Approaching Effective: 05/23/2008, Updated: 05/23/2008  did unlawfully drive a vehicle over a railroad grade crossing located at (Insert Name of Road) when a train was approaching |
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| 40-6-143 | **Movement of Heavy Equipment at Railroad Crossing** (Misdemeanor) Effective: 07/19/2008 |
| Movement of Heavy Equipment at Railroad Crossings 01 O.C.G.A. § 40-6-143 (b) – (Provide Notice to Railroad of Intention to Cross) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully [(operate) (move)] a [(crawler-type tractor) (steam shovel) (derrick) (roller) (Insert Name of Other Applicable Heavy Equipment)] having a [(normal operating speed of ten miles per hour or less) (vertical <body> <load clearance> of less than <one-half inch per foot of the distance between any two axles> <nine inches>)] [(upon) (across)] the tracks at a railroad grade crossing located at (Insert Location) without first giving notice of any such intended crossing to a station agency of such railroad with a reasonable time given to such railroad to provide proper protection at such crossing |
| Movement of Heavy Equipment at Railroad Crossings 02 O.C.G.A. § 40-6-143 (c) – (Failing to Stop, Look and Listen before proceeding) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully [(operate) (move)] a [(crawler-type tractor) (steam shovel) (derrick) (roller) (Insert Name of Other Applicable Heavy Equipment)] having a [(normal operating speed of ten miles per hour or less) (vertical <body> <load clearance> of less than <one-half inch per foot of the distance between any two axles> <nine inches>)] [(upon) (across)] the tracks at a railroad grade crossing located at (Insert Location) [(without first stopping said equipment not less than 15 feet nor more than 50 feet from the nearest rail of said railroad tracks) (failing to listen and look in both directions along said railroad tracks for any approaching train and for signals indicating the approach of a train) (proceeding to cross said railroad tracks when it was not safe to do so)] |
| Movement of Heavy Equipment at Railroad Crossings 03 O.C.G.A. § 40-6-143 (d) – (Crossing after the Warning of an Approaching Train) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully [(operate) (move)] a [(crawler-type tractor) (steam shovel) (derrick) (roller) (Insert Name of Other Applicable Heavy Equipment)] having a [(normal operating speed of ten miles per hour or less) (vertical <body> <load clearance> of less than <one-half inch per foot of the distance between any two axles> <nine inches>)] [(upon) (across)] the tracks at a railroad grade crossing located at (Insert Location) when a warning had been given by [(an automatic signal) (a crossing gate) (a flagman) (Insert Description of Other Applicable Signal)] of the immediate approach of a railroad [(train) (car)] |
| PENALTY PROVISIONS: Effective: 02/25/2009, Updated: 02/25/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-163 | **Meeting or Overtaking School Bus** (Misdemeanor) Effective: 01/01/1990 |
| Meeting or Overtaking School Bus 01 O.C.G.A. § 40-6-163 – (Failed to Stop for School Bus) Effective: 05/21/2008, Updated: 01/09/2009  being the driver of a vehicle [(meeting) (overtaking)] a school bus stopped on (Insert Name of Highway), did fail to stop before reaching such school bus and said school bus had in operation the visual signals as specified in Code Section 40-8-111 and Code Section 40-8-115 of the Official Code of Georgia |
| Meeting or Overtaking School Bus 02 O.C.G.A. § 40-6-163 – (Stopped but Proceeded before School Bus Resumed) Effective: 01/09/2009, Updated: 01/09/2009  being the driver of a vehicle [(meeting) (overtaking)] a school bus stopped on (Insert Name of Highway),stop before reaching such school bus that had in operation the visual signals specified in Code Section 40-8-111 and Code Section 40-8-115 of the Official Code of Georgia, but then proceeded before the school bus resumed motion |
| Meeting or Overtaking School Bus 03 O.C.G.A. § 40-6-163 – (Stopped but proceeded before Visual Signals were no Longer Actuated) Effective: 01/09/2009, Updated: 01/09/2009  being the driver of a vehicle [(meeting) (overtaking)] a school bus stopped on (Insert Name of Highway), did stop before reaching such school bus that had in operation the visual signals specified in Code Section 40-8-111 and Code Section 40-8-115 of the Official Code of Georgia, but then proceeded before the visual signals were no longer actuated |
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| 40-6-164 | **School Bus Driver Proceeding Before Authorized** (Misdemeanor) Effective: 01/01/1990 |
| School Bus Driver Proceeding Before Authorized O.C.G.A. § 40-6-164 Effective: 09/03/2008, Updated: 09/03/2008  being the driver of a school bus stopped on (Insert Name of Roadway) to allow children to disembark from the bus, did unlawfully proceed before all children who needed to cross said roadway had done so safely |
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| 40-6-180 | **Too Fast for Conditions** (Misdemeanor) Effective: 01/01/1990 |
| Too Fast for Conditions O.C.G.A. §40-6-180 Effective: 04/28/2008, Updated: 08/14/2008  did drive a vehicle at a speed greater than reasonable and prudent under the conditions and without having regard for the actual and potential hazards then existing [when approaching and crossing (an intersection) (railroad grade crossing) at (Street Name and Street Name)] [when approaching and going around a curve on (insert Street Name)] [(when approaching and traversing a hill crest on (Insert Street Name)] [(when traveling upon a narrow or winding roadway on (insert Street Name)] [when special hazards exist with respect to (pedestrians) (other traffic) by reason of (weather) (highway conditions), to wit: (describe conditions) |
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| 40-6-181 | **Speeding** (Misdemeanor) Effective: 01/01/1990 |
| Speeding  Effective: 08/07/2007, Updated: 04/12/2010  did unlawfully operate a <describe> motor vehicle at <> miles per hour on <name of road, highway, street -- PER 40-6-187 MUST NOW INCLUDE IN ACCUSATION IF ROAD IS TWO-LANE OR HIGHWAY AS DEFINED IN 40-6-187> when the speed limit there was <> miles per hour, in violation of O.C.G.A. Sections 40-6-181, 40-6-182, 40-6-183 |
| Speeding O.C.G.A. § 40-6-181  Effective: 07/16/2007, Updated: 09/17/2008  did unlawfully operate a (Insert Description of Vehicle) a motor vehicle at a speed of (Insert Speed Driven) miles per hour on (Insert Name of Road/Highway/Street) when the speed limit there was (Insert Maximum Speed Limit) miles per hour, in violation of Code Sections 40-6-181, 40-6-182, 40-6-183 of the Official Code of Georgia |
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| 40-6-184 | **Impeding Traffic Flow** (Misdemeanor) Effective: 01/01/1990 |
| Impeding Traffic Flow 01 O.C.G.A. § 40-6-184 (a) (1) (Generally) Effective: 05/20/2008, Updated: 05/20/2008  drive a motor vehicle on (Name of Road) at such a slow speed as to impede the normal and reasonable movement of traffic |
| Impeding Traffic Flow 02 O.C.G.A. § 40-6-184 (a) (2) (Most Left-Hand Lane of Multi-Lane Highway) Effective: 05/20/2008, Updated: 05/20/2008  did operate a motor vehicle in the most left-hand lane of ( Insert Name of Road/Street/Highway), a [(road) (street) (highway)] with (Insert Number of Lanes) lanes allowing for movement in the same direction, at less than the maximum lawful speed limit of (Insert Maximum Speed Limit) miles per hour after [(he) (she)] once such person ([knew) (should have reasonably known)] that he was being overtaken in said lane from the rear by a motor vehicle traveling at a higher rate of speed, and accused was not preparing to turn left |
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| 40-6-186 | **Racing on Highways or Streets** (Misdemeanor) Effective: 01/01/1990 |
| Racing On Highways or Streets 01 § 40-6-186 – Driver Effective: 05/20/2008, Updated: 05/20/2008  did drive a (Name of Vehicle) on (Name of Highway) [(in a race) (in a speed competition) (in a speed contest) (in a drag race) (in an acceleration contest) (in a test of physical endurance) (in an exhibition of speed) (in an exhibition of acceleration) (for the purpose of making a speed record)] |
| Racing On Highways or Streets 02 § 40-6-186 – Participant Effective: 05/20/2008, Updated: 05/20/2008  did participate [(in a race) (in a speed competition) (in a speed contest) (in a drag race) (in an acceleration contest) (in a test of physical endurance) (in an exhibition of speed) (in an exhibition of acceleration) (for the purpose of making a speed record)] on (Name of Highway) by (Describe Manner of Participation) |
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| 40-6-188 | **Speeding in a Construction Zone** (Misdemeanor) Effective: 07/06/2006 |
| Speeding in a Construction Zone §40-6-188  Effective: 04/28/2008, Updated: 04/28/2008  did unlawfully operate a <describe vehicle> motor vehicle at <speed> miles per hour in a <mph> miles per hour zone on <describe road, highway, street>, in <county> County, Georgia, in an area of road construction which had been designated as a highway work zone, and where there was present that signage and those barriers required by law, indicating that a reduced speed zone was in effect |
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| 40-6-200 | **Improperly Parked Vehicle** (Misdemeanor) Effective: 10/01/2007 |
| Improper Parking 01 O.C.G.A. § 40-6-200 (a) – (Parking on Two-Way Roadway) Effective: 01/23/2009, Updated: 01/23/2009  did unlawfully [(stop) (park)] [(his) (her)] vehicle on (Insert Name of Roadway), a two-way roadway, and said vehicle was not [(stopped) (parked)] with the right-hand wheels [(parallel to and within 12 inches of the right-hand curb) (as close as practicable to the right edge of the right-hand shoulder)] of said roadway |
| Improper Parking 02 O.C.G.A. § 40-6-200 (b) – (Parking on Right-Hand Side of One-Way Roadway) Effective: 01/23/2009, Updated: 01/23/2009  did unlawfully [(stop) (park)] [(his) (her)] vehicle on the right-hand side of (Insert Name of Roadway), a one-way roadway, and said vehicle was not [(stopped) (parked)] in the direction of authorized traffic movement with the right-hand wheels [(parallel to and within 12 inches of the right-hand curb) (as close as practicable to the right edge of the right-hand shoulder)] of said roadway |
| Improper Parking 03 O.C.G.A. § 40-6-200 (b) – (Parking on Left-Hand Side of One-Way Roadway) Effective: 01/23/2009, Updated: 01/23/2009  did unlawfully [(stop) (park)] [(his) (her)] vehicle on the left-hand side of (Insert Name of Roadway), a one-way roadway, and said vehicle was not [(stopped) (parked)] in the direction of authorized traffic movement with the left-hand wheels [(parallel to and within 12 inches of the left-hand curb) (as close as practicable to the right edge of the left-hand shoulder)] of said roadway |
| Improper Parking 04 O.C.G.A. § 40-6-200 (d) – (Parking in Restricted Area) Effective: 01/23/2009, Updated: 01/23/2009  did unlawfully [(stop) (park)] [(his) (her)] vehicle on (Insert Name of Roadway), in violation of signs placed on said roadway by the Georgia Department of Transportation [(prohibiting) (restricting) (limiting)] the [(stopping) (standing) (parking)] |
| PENALTY PROVISIONS: Effective: 01/23/2009, Updated: 01/23/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-201 | **Leaving motor vehicle unattended** (Misdemeanor) Effective: 07/09/2007 |
| Leaving Motor Vehicle Unattended 01 O.C.G.A. § 40-6-201 Effective: 05/09/2008, Updated: 05/27/2008  did, being the [(driver) (person in charge)] of a motor vehicle on (name roadway), permit it to stand unattended without first stopping the engine, locking the ignition and effectively setting the brake |
| Leaving Motor Vehicle Unattended 02 O.C.G.A. § 40-6-201 Effective: 05/09/2008, Updated: 05/27/2008  did, being the [(driver) (person in charge)] of a motor vehicle on (name roadway) on a grade, permit it to stand unattended without first stopping the engine, locking the ignition, effectively setting the brake, and turning the front wheels to the [(curb) (side)] of the highway |
| Leaving Motor Vehicle Unattended O.C.G.A. § 40-6-201 Effective: 05/27/2008, Updated: 08/19/2008  nOTE: Repealed by Ga. L. 2007, p. 214, 3, effective July 1, 2007. Prosecutions for or cases involving any violation of law occurring prior to July 1, 2007, shall not be affected by the repeals or amendments made by that Act or abated by reason thereof. |
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| 40-6-202 | **Improper Parking** (Misdemeanor) Effective: 01/01/1990 |
| Improper Parking 01 O.C.G.A. § 40-6-202 Effective: 07/13/2008, Updated: 07/13/2008  outside of a business or residential district, [(stop) (park) (leave standing)] a (Insert Name & Description of vehicle), upon (Insert name of roadway) when it was practicable to [(stop) (park) (leave)] such vehicle off the roadway |
| Improper Parking 02 O.C.G.A. § 40-6-202 Effective: 07/13/2008, Updated: 07/13/2008  outside of a business or residential district, did unlawfully [(stop) (park) (leave standing)] a (Insert Name & Description of vehicle), upon (Insert name of roadway) and did not leave a clear view of the stopped vehicle available from a distance of 200 feet in each direction upon the highway |
| Improper Parking 03 O.C.G.A. § 40-6-202 Effective: 07/13/2008, Updated: 07/13/2008  outside of a business or residential district, [(stop) (park) (leave standing)] a (Insert Name & Description of vehicle), upon (Insert name of roadway) and did not leave an unobstructed width of the highway opposite said vehicle for the free passage of other vehicles |
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| 40-6-203(a) | **Improper Parking** (Misdemeanor) Effective: 06/14/2007 |
| Improper Parking 01 O.C.G.A. § 40-6-203 (a) (1) (A) Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (Insert Name of Roadway), did [(stop) (stand) (park)] on the roadway side of a vehicle [(stopped) (parked)] at the edge of the curb of said street |
| Improper Parking 02 O.C.G.A. § 40-6-203 (a) (1) (B)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (stand) (park)] on a sidewalk |
| Improper Parking 03 O.C.G.A. § 40-6-203 (a) (1) (c)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (stand) (park)] within an intersection |
| Improper Parking 04 O.C.G.A. § 40-6-203 (a) (1) (D)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (stand) (park)] on a crosswalk |
| Improper Parking 05 O.C.G.A. § 40-6-203 (a) (1) (E)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (stand) (park)] between a safety zone and the adjacent curb |
| Improper Parking 06 O.C.G.A. § 40-6-203 (a) (1) (E)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (stand) (park)] within 30 feet of points on the curb immediately opposite the ends of a safety zone |
| Improper Parking 07 O.C.G.A. § 40-6-203 (a) (1) (F) Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (stand) (park)] alongside/opposite a street [(excavation) (obstruction)] and did thereby obstruct traffic |
| Improper Parking 08 O.C.G.A. § 40-6-203 (a) (1) (G)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (stand) (park)] [(upon a bridge) (upon an elevated structure upon said highway) (within a highway tunnel)] |
| Improper Parking 09 O.C.G.A. § 40-6-203 (a) (1) (H)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (stand) (park)] on a railroad track |
| Improper Parking 10 O.C.G.A. § 40-6-203 (a) (1) (I) Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (stand) (park)] on said controlled-access highway |
| Improper Parking 11 O.C.G.A. § 40-6-203 (a) (1) (J)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (stand) (park)] in the area between roadways of said divided highway |
| Improper Parking 12 O.C.G.A. § 40-6-203 (a) (1) (K) Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (stand) (park)] at a place where official signs prohibited stopping |
| Improper Parking 13 O.C.G.A. § 40-6-203 (a) (2) (A)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (park)] in front of a public/private driveway |
| Improper Parking 14 O.C.G.A. § 40-6-203 (a) (2) (B)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (park)] within 15 feet of a fire hydrant. |
| Improper Parking 15 O.C.G.A. § 40-6-203 (a) (2) (c)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (park)] within 20 feet of a crosswalk at an intersection |
| Improper Parking 16 O.C.G.A. § 40-6-203 (a) (2) (D)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (park)] within 30 feet upon the approach to a [(flashing signal) (stop sign) (yield sign) (traffic-control signal)] located at the side of a roadway |
| Improper Parking 17 O.C.G.A. § 40-6-203 (a) (2) (E)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (park)] within 20 feet of the driveway entrance to a fire station |
| Improper Parking 18 O.C.G.A. § 40-6-203 (a) (2) (E)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (park)] on the side of the street opposite the entrance to a fire station within 75 feet of such entrance, said fire station being properly posted |
| Improper Parking 19 O.C.G.A. § 40-6-203 (a) (2) (F)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did [(stop) (park)] at a place where official signs prohibited standing |
| Improper Parking 20 O.C.G.A. § 40-6-203 (a) (3) (A)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did park within 50 feet of the nearest rail of a railroad crossing |
| Improper Parking 21 O.C.G.A. § 40-6-203 (a) (3) (B)  Effective: 05/08/2008, Updated: 05/21/2008  , being the driver of a vehicle on (name roadway), did park at a place where official signs prohibited parking |
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| 40-6-203(b) | **Improper Moving of Vehicle** (Misdemeanor) Effective: 05/21/2008 |
| Improper Moving of Vehicle 01 O.C.G.A. § 40-6-203 (b) – Into Prohibited Area Effective: 05/21/2008, Updated: 05/21/2008  did move (Insert Description of Vehicle), a vehicle not lawfully under [(his) (her)] control, on (name roadway) into a prohibited area |
| Improper Moving of Vehicle 02 O.C.G.A. § 40-6-203 (b) – Unlawful Distance From Curb Effective: 05/21/2008, Updated: 05/21/2008  did move (Insert Description of Vehicle), a vehicle not lawfully under [(his) (her)] control, on (name roadway) to such a distance away from the curb as was unlawful |
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| 40-6-203(c) | **Improper Operation of Garbage Truck** (Misdemeanor) Effective: 05/21/2008 |
| Improper Operation of Garbage Truck O.C.G.A. § 40-6-203 (c) Effective: 05/21/2008, Updated: 08/19/2008  , being the operator of a vehicle used solely for the purpose of collecting [(municipal solid waste) (recovered materials)] as defined in O.C.G.A. 12-8-22, did fail to maintain flashing hazard lights while engaged in [(stopping) (standing)] for the purpose of such collection at (Insert name of Road/Street/Highway) |
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| 40-6-205 | **Obstructing an Intersection** (Misdemeanor) Effective: 09/25/2006 |
| Obstructing Intersection O.C.G.A. § 40-6-205 Effective: 07/31/2008, Updated: 07/31/2008  did unlawfully drive [(his) (her)] vehicle into the intersection located at (Insert Name of Intersecting Streets) when there was not sufficient space on the other side of the intersection to accommodate [(his) (her)] vehicle without obstructing the passage of [(other vehicles) (pedestrians)] |
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| 40-6-226 | **Unlawful Parking in Handicapped Space** (Misdemeanor) Effective: 01/01/1990 |
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| 40-6-240 | **Improper Backing** (Misdemeanor) Effective: 01/01/1990 |
| Improper Backing 01 § 40-6-240(a) – (Public Roadway) Effective: 05/18/2008, Updated: 05/18/2008  being the driver of (Describe Vehicle Driven), a vehicle, on (Name of Roadway/ Highway), a public roadway, did back said vehicle when such movement could not be made [(with safety) (without interfering with other traffic)] |
| Improper Backing 02 § 40-6-240(b) – (Controlled Access Highway) Effective: 05/18/2008, Updated: 05/18/2008  being the driver of (Describe Vehicle Driven), a vehicle, on (Name Controlled Access Highway), did back said vehicle upon the [(shoulder) (roadway)] of said controlled-access highway |
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| 40-6-241 | **Failure to Exercise Due Care** (Misdemeanor) Effective: 02/28/2008 |
| Failure of Driver to Exercise Due Care 01 O.C.G.A. § 40-6-241 Effective: 05/08/2008, Updated: 05/27/2008  being the driver of a vehicle on (name highway), fail to exercise due care in operating said motor vehicle in that the accused did (describe action) |
| Failure of Driver to Exercise Due Care 02 O.C.G.A. § 40-6-241 Effective: 05/08/2008, Updated: 05/27/2008  being the driver of a vehicle on (name highway), engaged in an action which distracted such driver from the safe operation of such vehicle in that the accused did (describe action) |
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| 40-6-241.1 | **Text Based Communication While Operating a Motor Vehicle** (Misdemeanor) Effective: 11/16/2012 |
| texting while driving, under 18 Effective: 07/01/2010, Updated: 11/16/2012  did unlawfully operate a motor vehicle on (Insert Name of Roadway) while engaging in wireless communication using a wireless telecommunications device while under the age of 18 |
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| 40-6-241.2 | **Text Based Communication While Operating a Motor Vehicle** (Misdemeanor) Effective: 03/03/2011 |
| Texting while driving, over 18 Effective: 07/01/2010, Updated: 11/16/2012  did unlawfully operate a motor vehicle on (Insert Name of Roadway) while engaging in wireless communication using a wireless telecommunications device to write, send, or read any text based communication, including but not limited to a text message, instant message, electronic mail, or Internet data |
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| 40-6-243 | **Improper Opening of Vehicle Door** (Misdemeanor) Effective: 07/18/2008 |
| 01 O.C.G.A. § 40-6-243 – (Opening Door on Side Available to Traffic) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully open the door of a motor vehicle on the side available to moving traffic on (Insert Name of Roadway) when it was not reasonably safe to do so and could have been done without interfering with the movement of other traffic |
| 02 O.C.G.A. § 40-6-243 – (Leaving Door Open Longer than Necessary to Load or Unload) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully leave a door open on the side of a vehicle available to moving traffic on (Insert Name of Roadway) for a period of time longer than necessary to [(load) (unload)] passengers |
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| 40-6-247 | **Unlawful Following of Emergency Vehicle** (Misdemeanor) Effective: 01/01/1990 |
| Unlawful Following of Emergency Vehicle 01 O.C.G.A. § 40-6-247 – (Following Closer than 200 feet of Emergency Vehicle) Effective: 07/16/2007, Updated: 01/28/2009  being the driver of a vehicle not on official business on (Insert Name of Highway), did unlawfully follow (Insert Description of Vehicle), [(a fire apparatus traveling in response to a fire alarm) (an emergency vehicle)], closer than 200 feet |
| Unlawful Following of Emergency Vehicle 02 O.C.G.A. § 40-6-247 – (Parking within 500 feet of Fire Apparatus) Effective: 01/28/2009, Updated: 01/28/2009  being the driver of a vehicle not on official business on (Insert Name of Highway), did unlawfully park [(his) (her)] vehicle within 500 feet of (Insert Description of Fire Vehicle), a fire apparatus stopped in answer to a fire alarm |
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| 40-6-248 | **Crossing a Fire Hose** (Misdemeanor) Effective: 01/01/1990 |
| Crossing a Fire Hose O.C.G.A. § 40-6-248 Effective: 07/16/2007, Updated: 02/14/2009  did unlawfully drive (Insert Description of Vehicle), a vehicle, over an unprotected hose of (Insert Identity of Fire Department), a fire department, which had been laid down on (Insert Name of Roadway), a [(street) (private road) (driveway)], which was being used at a [(fire) (alarm of fire)], without the consent of (Insert Name of Official in Charge), the fire department official in command |
| PENALTY PROVISION: Effective: 02/14/2009, Updated: 02/14/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-249 | **Littering Highway** (Misdemeanor) Effective: 01/29/2007 |
| 01 O.C.G.A. § 40-6-249 – (Throwing or Causing Litter to be Deposited on Highway) Effective: 07/16/2007, Updated: 01/09/2009  did unlawfully [(dump) (throw) (leave)(cause the dumping) (cause the depositing) (cause the placing) (cause the throwing) (cause the leaving) (permit the dumping) (permit the depositing) (permit the placing) (permit the throwing) (permit the leaving)] of litter on (Insert Name of Highway), a highway, in violation of Part 2 of Article 2 of Chapter 7 of Title 16 of the Official Code of Georgia |
| 02 O.C.G.A. § 40-6-249 – (Operating a Vehicle without a Cover to Prevent the Deposit of Litter on Highway) Effective: 01/09/2009, Updated: 01/09/2009  did unlawfully drive a (Insert Description of Motor Vehicle) on (Insert Name of Road), a public Road, while carrying a load of (Describe Load), without having a securely fastened covering so as to prevent said load from depositing litter on said public Road, in violation of Code Section 40-6-248.1 of the Official Code of Georgia |
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| 40-6-250 | **Wearing Device Which Impairs Hearing** (Misdemeanor) Effective: 01/01/1990 |
| PENALTY PROVISIONS: Effective: 01/02/2009, Updated: 01/02/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
| Wearing Device Which Impairs Hearing O.C.G.A. § 40-6-250 Effective: 07/16/2007, Updated: 01/02/2009  did unlawfully operate (Insert Description of Vehicle), a motor vehicle, on (Insert Name of Roadway) while wearing a [(headset) (headphone)] which impaired [(his) (her)] ability to hear |
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| 40-6-250 | **Wearing Device Which Impairs Vision** (Misdemeanor) Effective: 01/02/2009 |
| PENALTY PROVISIONS: Effective: 01/02/2009, Updated: 01/02/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
| Wearing Device Which Impairs Vision O.C.G.A. § 40-6-250 Effective: 01/02/2009, Updated: 01/02/2009  did unlawfully operate (Insert Description of Vehicle), a motor vehicle, on (Insert Name of Roadway) while wearing a (Insert Description of Device) which impaired [(his) (her)] vision |
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| 40-6-251 | **Laying Drags** (Misdemeanor) Effective: 01/01/1990 |
| Laying Drags O.C.G.A. § 40-6-251 Effective: 07/16/2007, Updated: 01/09/2009  did unlawfully drive a (Insert Description of Motor Vehicle), a motor vehicle, upon (Identify Location of Offense), a [(public street) (public highway) (public driveway) (private driveway) (airport runway) (parking lot)] in such a manner as to create a danger to [(persons) (property)] by intentionally and unnecessarily causing the vehicle to [(move in a zigzag course) (move in a circular course) (gyrate) (spin around)] |
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| 40-6-252 | **Improper Driving in Private Parking Area** (Misdemeanor) Effective: 02/21/2008 |
| Improper Driving In Private Parking Area O.C.G.A. § 40-6-252(a) Effective: 09/05/2008, Updated: 02/26/2009  after having been requested not to do so by (Insert Name of Person Making Request) [(a law enforcement officer) (an authorized agent of the owner)], did repeatedly drive a motor vehicle [(through) (within)] a parking area on privately owned property located at (Insert Address of Location) and provided by a [(merchant) (group of merchants) (shopping center) (Insert Name of Other Applicable Facility)] for customers |
| PENALTY PROVISIONS: Effective: 02/26/2009, Updated: 02/26/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-252 | **Improper Parking in Private Parking Area** (Misdemeanor) Effective: 09/05/2008 |
| Improper Parking In Private Parking Area O.C.G.A. § 40-6-252(a) Effective: 09/05/2008, Updated: 02/26/2009  after having been requested not to do so by (Insert Name of Person Making Request), [(a law enforcement officer) (an authorized agent of the owner)], did unlawfully [(park) (stand)] a motor vehicle in a parking area on privately owned property located at (Insert Address of Location) and provided by a [(merchant) (group of merchants) (shopping center) (Insert Name of Other Applicable Facility)] for customers |
| PENALTY PROVISIONS: Effective: 02/26/2009, Updated: 02/26/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-253 | **Open Container** (Misdemeanor) Effective: 01/01/1990 |
| Open Container 01 O.C.G.A. § 40-6-253(b)(1) – (Operator of Vehicle – Possession of Container) Effective: 07/16/2007, Updated: 09/25/2008  while operating a (Insert Description of Vehicle), a motor vehicle, on (Insert Name of Roadway), a public highway, did unlawfully possess an open alcoholic beverage container in the passenger area of said motor vehicle |
| Open Container 02 O.C.G.A. § 40-6-253(b)(1) – (Passenger of Vehicle – Possession of Container) Effective: 09/25/2008, Updated: 09/25/2008  while in the passenger area of (Insert Description of Vehicle), a motor vehicle, [(on) (on the shoulder of)] (Insert Name of Roadway), a public highway, did unlawfully possess an open alcoholic beverage container |
| Open Container 03 O.C.G.A. § 40-6-253(b)(1) – (consumption of Alcoholic Beverage)  Effective: 09/25/2008, Updated: 09/25/2008  while in the passenger area of (Insert Description of Vehicle), a motor vehicle, [(on) (on the shoulder of)] (Insert Name of Roadway), a public highway, did unlawfully consume an amount of alcoholic beverage |
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| 40-6-253.1 | **Transportation of Etiologic Agent** (Misdemeanor) Effective: 07/16/2007 |
| Transportation of Etiologic Agent O.C.G.A. § 40-6-253.1 Effective: 07/16/2007, Updated: 09/25/2008  did unlawfully transport [(an etiologic agent) (regulated medical waste)] in a vehicle that was not marked as prescribed by code section 40-6-253.1 of the Official Code of Georgia, in that (Insert Description of Violation) |
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| 40-6-254 | **Operating a Vehicle Without Adequately Securing Load** (Misdemeanor) Effective: 01/01/1990 |
| Operating Vehicle without Adequately Securing Load O.C.G.A. § 40-6-254 Effective: 07/16/2007, Updated: 01/18/2009  did unlawfully operate (Insert Description of Motor Vehicle), a motor vehicle, on (Insert Name of Roadway) with a load [(in) (on)] said vehicle without adequately securing said load to prevent the [(dropping) (shifting)] of said load onto the roadway in such a manner as to create a safety hazard |
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| 40-6-255 | **Driving Away Without Paying for Gasoline** (Misdemeanor) Effective: 01/01/1990 |
| Driving Off Without Paying For Gasoline O.C.G.A. § 40-6-255 Effective: 07/16/2007, Updated: 11/24/2008  having dispensed gasoline into the fuel tank of (Insert Description of Vehicle), a motor vehicle, while on the premises of (Insert Name of Gasoline Dealer), an establishment at which gasoline was offered for retail sale, did unlawfully drive said motor vehicle from said premises without due payment or an authorized charge for the gasoline so dispensed having been made |
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| 40-6-270(a) | **Hit and Run** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 40-6-270 (a) (Failure to Stop after Damage to Vehicle of Victim) Effective: 07/23/2007, Updated: 10/15/2012  being the driver of a vehicle on (Insert Name of Roadway) which was involved in an accident resulting in damage to a vehicle [(driven) (attended)] by (Insert Name of Victim), did knowingly fail to immediately stop [(his) (her)] vehicle [(at the scene of the accident) (as close to the scene of the accident as possible)] and return to the scene of the accident as required by code section 40-6-270 of the official Code of Georgia, |
| 02 O.C.G.A. § 40-6-270 (a) (Failure to Stop after Injuries to Victim)  Effective: 07/23/2007, Updated: 10/15/2012  being the driver of a vehicle on (Insert Name of Roadway) which was involved in an accident resulting in injury to (Insert Name of Victim), the victim, did knowingly fail to immediately stop [(his) (her)] vehicle [(at the scene of the accident) (as close to the scene of the accident as possible)] and return to the scene of the accident as required by code section 40-6-270 of the official Code of Georgia, said accident being the proximate cause of the injuries sustained by said victim, |
| 03 O.C.G.A. § 40-6-270 (a) (1) (Failure to Provide Name/Address/Vehicle Registration Number - after Damage to Vehicle of Victim) Effective: 07/23/2007, Updated: 11/20/2008  being the driver of a vehicle on (Insert Name of Roadway) which was involved in an accident resulting in damage to a vehicle [(driven) (attended)] by (Insert Name of Victim), did knowingly fail to immediately stop [(his) (her)] vehicle [(at the scene of the accident) (as close to the scene of the accident as possible)] and return to the scene of the accident and give [(his) (her)] [(name) (address) (vehicle registration number of the vehicle ((he) (she)) was driving)] |
| 04 O.C.G.A. § 40-6-270 (a) (Failure to Provide Name/Address/Vehicle Registration Number - after Injuries to Victim)  Effective: 10/23/2008, Updated: 11/20/2008  being the driver of a vehicle on (Insert Name of Roadway) which was involved in an accident resulting in injury to (Insert Name of Victim), the victim, did knowingly fail to immediately stop [(his) (her)] vehicle [(at the scene of the accident) (as close to the scene of the accident as possible)] and return to the scene of the accident and give [(his) (her)] [(name) (address) (vehicle registration number of the vehicle ((he) (she)) was driving)], said accident being the proximate cause of the injuries sustained by said victim |
| 05 O.C.G.A. § 40-6-270 (a) (2) (Failure to Exhibit Operator’s License - after Damage to Vehicle of Victim) Effective: 10/23/2008, Updated: 11/20/2008  being the driver of a vehicle on (Insert Name of Roadway) which was involved in an accident resulting in damage to a vehicle which was [(being driven by) (attended by)] (Insert Name of Person), did, upon request, knowingly fail to exhibit [(his) (her)] operator's license to the [(driver) (occupant)] of the vehicle collided with, said operator's license being available to accused |
| 06 O.C.G.A. § 40-6-270 (a) (2) (Failure to Exhibit Operator’s License- after Injuries to Victim) Effective: 10/23/2008, Updated: 11/20/2008  being the driver of a vehicle on (Insert Name of Roadway) which was involved in an accident resulting in injury to (Insert Name of Victim), the victim, did, upon request, knowingly fail to exhibit [(his) (her)] operator's license to the stated victim, said operator's license being available to accused |
| 07 O.C.G.A. § 40-6-270 (a) (3) (Failure to Provide Reasonable Assistance - after Injuries to Victim)  Effective: 10/23/2008, Updated: 10/23/2008  being the driver of a vehicle on (Insert Name of Roadway) which was involved in an accident resulting in injury to (Insert Name of Victim), the victim, did knowingly fail to immediately stop [(his) (her)] vehicle [(at the scene of the accident) (as close to the scene of the accident as possible)] and return to the scene of the accident and render reasonable assistance to said victim, said accident being the proximate cause of the injuries sustained by said victim |
| 08 O.C.G.A. § 40-6-270 (a) (4) - (Failure to contact EMS and Law Enforcement when Victim Unconscious/Deceased/Unable to Communicate)  Effective: 10/23/2008, Updated: 10/23/2008  being the driver of a vehicle on (Insert Name of Roadway) which was involved in an accident resulting in injury to (Insert Name of Victim), the victim, who at the scene of said accident [(was unconscious) (appeared to be deceased) (was unable to communicate)], did knowingly fail to immediately stop [(his) (her)] vehicle [(at the scene of the accident) (as close to the scene of the accident as possible)] and return to the scene of the accident and make every reasonable effort to ensure that [(emergency medical services) (local law enforcement)] are contacted for the purpose of [(reporting the accident) (making a request for assistance)], said accident being the proximate cause of the injuries sustained by said victim |
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| 40-6-271 | **Duty upon Striking Unattended Vehicle** (Misdemeanor) Effective: 01/01/1990 |
| Duty Upon Striking Unattended Vehicle 01 O.C.G.A. § 40-6-271 Effective: 07/16/2007, Updated: 12/05/2008  being the driver of (Insert Description of Vehicle Driven), a vehicle, on (Insert Name of Roadway) which collided with (Insert Description of Vehicle Collided With), a vehicle which was unattended, did unlawfully fail to immediately stop and then and there [(locate and notify the operator or owner of the struck vehicle of ((his) (her)) name and address and the name and address of the owner owner of the vehicle being driven by ((him) (her)) (leave in a conspicuous place on the struck vehicle a written notice giving the name and address of ((him) (her)) and the name and address of the owner of the vehicle driven by ((him) (her))] |
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| 40-6-272 | **Violation of Duty Upon Striking Fixed Object** (Misdemeanor) Effective: 01/01/1990 |
| Violation of Duty Upon Striking Fixed Object O.C.G.A. § 40-6-272 Effective: 05/15/2008, Updated: 05/15/2008  being the driver of a vehicle involved in an accident resulting in damage to a fixture [(legally upon a highway) (legally adjacent to a highway)], to wit: (Identify Fixture), property of (identify Owner/Person in Charge), did fail to take reasonable steps to locate and notify the [(owner) (person in charge of such property)] of such fact, and did fail to give [(his) (her)] [(name) (address) (registration number of the vehicle (he/she) was driving), and, upon request, did fail to exhibit [(his) (her)] operator's license |
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| 40-6-273 | **Failure to Report Accident** (Misdemeanor) Effective: 06/07/2006 |
| Failure to Report Accident O.C.G.A. § 40-6-273 Effective: 05/14/2008, Updated: 11/20/2008  being the driver of a vehicle involved in an accident resulting in [(injury to: <name of person injured>) (death of: <name of person killed>) (property damage to an apparent extent of $500.00 or more)] did fail, by the quickest means of communication, give notice of such accident to the (local police department) (local office of the <name of county> Sheriff's Office) (nearest Georgia State Patrol Office) |
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| 40-6-275 | **Failure to Remove Vehicle From Public Road** (Misdemeanor) Effective: 07/21/2009 |
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| 40-6-276 | **Violating Duty of Wrecker Truck Driver** (Misdemeanor) Effective: 07/18/2008 |
| 01 O.C.G.A. § 40-6-276 – (Failure to Take Away All of the Parts of the Vehicle Being Towed) Effective: 02/20/2009, Updated: 02/20/2009  being the driver of a wrecker truck towing away a vehicle from the scene of a wreck located at (Insert Wreck Location), did unlawfully fail to take away all parts belonging to the vehicle which [(he) (she)] was towing away |
| 02 O.C.G.A. § 40-6-276 – (Failure to Clear Street of Small Vehicle Parts and Broken Glass of the Vehicle being Towed) Effective: 02/20/2009, Updated: 02/20/2009  being the driver of a wrecker truck towing away a vehicle from the scene of a wreck located at (Insert Wreck Location), did unlawfully fail to clear the streets of [(small parts) and/or (broken glass) (small parts and broken glass)] belonging to the vehicle which [(he) (she)] was towing away |
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| 40-6-294 | **Improper Riding of Bicycle on Roadway** (Misdemeanor) Effective: 11/03/2006 |
| 03 O.C.G.A. § 40-6-294(c) – (Riding outside Provided Bicycle Path) Effective: 08/20/2008, Updated: 08/20/2008  while operating a bicycle upon (Insert Name of Roadway), a roadway in which a usable path has been provided adjacent to said roadway and designated for the exclusive use of bicycle riders, did unlawfully fail to use such path |
| Improper Riding of Bicycle on Roadway 01 O.C.G.A. § 40-6-294(a) – (Right Side of Roadway) Effective: 08/20/2008, Updated: 08/20/2008  while operating a bicycle upon (Insert Name of Roadway), a roadway, did unlawfully fail to ride as near to the right side of the roadway as practicable |
| Improper Riding of Bicycle on Roadway 02 O.C.G.A. § 40-6-294(b) – (Riding More than Two Abreast) Effective: 08/20/2008, Updated: 08/20/2008  while operating a bicycle upon (Insert Name of Roadway), a roadway, did unlawfully ride more than two abreast |
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| 40-6-296 | **Improper Equipment on Bicycle** (Misdemeanor) Effective: 10/19/2006 |
| Improper Equipment on Bicycle 01 O.C.G.A. § 40-6-296 (a) – White Light on Front Effective: 05/22/2008, Updated: 05/22/2008  while using a bicycle at nighttime on (name roadway), did fail to equip same with a light on the front which would emit a white light visible from a distance of 300 feet to the front |
| Improper Equipment on Bicycle 02 O.C.G.A. § 40-6-296 (a) – Red Reflector on Rear Effective: 05/22/2008, Updated: 05/22/2008  while using a bicycle at nighttime on (name roadway), did fail to equip same with a red reflector on the rear which was visible from a distance of 300 feet to the rear when directly in front of lawful upper beams of headlights on a motor vehicle |
| Improper Equipment on Bicycle 03 O.C.G.A. § 40-6-296 (b) – Brake Effective: 05/22/2008, Updated: 05/22/2008  did operate a bicycle on (name roadway) without a brake capable of making the braked wheels of [(his) (her)] bicycle skid on dry level pavement |
| Improper Equipment on Bicycle 04 O.C.G.A. § 40-6-296 (c) – Handlebars Effective: 05/22/2008, Updated: 05/22/2008  did operate a bicycle on (name roadway) while it was equipped with a set of handlebars so raised that the [(he) (she)] had to elevate [(his) (her)] hands above [(his) (her)] shoulders in order to grasp the steering grip area |
| Improper Equipment on Bicycle 05 O.C.G.A. § 40-6-296 (d) – Pedal Effective: 05/22/2008, Updated: 05/22/2008  did operate a bicycle on (name roadway) while it was [(equipped) (modified) (altered)] in such a way as to cause the pedal in its lowermost position to be more than 12 inches above the ground |
| Improper Equipment on Bicycle 06 O.C.G.A. § 40-6-296 (e) (1) – Helmet Effective: 05/22/2008, Updated: 05/22/2008  , being under the age of 16 years, did [(operate) (ride as a passenger on)] a bicycle on (name location), a [(highway) (bicycle path) (sidewalk)] without wearing a bicycle helmet |
| Improper Equipment on Bicycle 07 O.C.G.A. § 40-6-296 (e) (4) – Renting w/o Helmet Effective: 05/22/2008, Updated: 05/22/2008  did unlawfully [(rent) (lease)] a bicycle [(to) (for)] the use of (Name of Person), a person under the age of 16 years, without an accompanying bicycle helmet |
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| 40-6-312 | **Improper Operation of a Motorcycle** (Misdemeanor) Effective: 07/18/2008 |
| 01 O.C.G.A. § 40-6-312 (b) – (Passing in the Same Lane Occupied by Vehicle being Overtaken) Effective: 02/25/2009, Updated: 02/25/2009  being the operator of a motorcycle on (Insert Name of Roadway), did unlawfully overtake and pass in the same lane occupied by the vehicle being overtaken |
| 02 O.C.G.A. § 40-6-312 (c) – (Operation between Lanes of Traffic, Adjacent Lines or Rows of Vehicles) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully operate a motorcycle on (Insert Name of Roadway) between [(lanes of traffic) (adjacent lines) (rows of vehicles)] |
| 03 O.C.G.A. § 40-6-312 (d) – (Operation More than two Abreast in a Single Lane) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully operate a motorcycle with more than two motorcycles abreast in a single lane on (Insert Name of Roadway) |
| 04 O.C.G.A. § 40-6-312 (e) – (Operation without Headlights and Taillights) Effective: 02/25/2009, Updated: 02/25/2009  being the operator of a motorcycle on (Insert Name of Roadway), did unlawfully fail to keep the motorcycle's headlights and taillights illuminated at all times, (f) Subsections (b) and (c) of this Code section shall not apply to police officers in the performance of their official duties. |
| PENALTY PROVISIONS: Effective: 02/25/2009, Updated: 02/25/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-312(a) | **Depriving a Motorcycle of Use of Lane** (Misdemeanor) Effective: 02/25/2009 |
| Depriving a Motorcycle of Use of Lane O.C.G.A. § 40-6-312 (a) Effective: 02/25/2009, Updated: 02/25/2009  did unlawfully drive a (Insert Description of Vehicle Driven) in such a manner as to deprive the full use of a lane to (Insert Description of Motorcycle), a motorcycle driven by (Insert Name of Motorcycle Driver) on (Insert Name of Roadway) by (Insert Description of Manner of Offense) |
| PENALTY PROVISIONS: Effective: 02/25/2009, Updated: 02/25/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
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| 40-6-315 | **Failure to Wear Protective Gear on a Motorcycle** (Misdemeanor) Effective: 01/01/1990 |
| Failure to Wear Protective Gear on a Motorcycle 01 § 40-6-315(a) – Headgear Effective: 05/19/2008, Updated: 05/19/2008  did [(operate) (ride upon)] a motorcycle on (name roadway) without wearing protective headgear which complied with standards established by the commissioner of motor vehicle safety |
| Failure to Wear Protective Gear on a Motorcycle 02 § 40-6-315(a) – Eye-Protective Device Effective: 05/19/2008, Updated: 05/19/2008  did [(operate) (ride upon)] a motorcycle on (name roadway) without wearing an eye-protective device of a type approved by the commissioner of motor vehicle safety when the motorcycle was not equipped with a windshield |
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| 40-6-326 | **Operating a Personal Assistive Mobility Device While Intoxicated** (Misdemeanor) Effective: 10/22/2009 |
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| 40-6-390 | **Reckless Driving** (Misdemeanor) Effective: 01/01/1990 |
| Reckless Driving O.C.G.A. § 40-6-390 Effective: 07/16/2007, Updated: 11/20/2008  did unlawfully drive (Insert Description of Motor Vehicle), a motor vehicle, in a reckless manner in reckless disregard of the safety of [((person) (persons) (property)) ((person) (persons) and (property))] by (Insert Description of Reckless Driving) |
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| 40-6-391 | **Driving Under the Influence** (Misdemeanor) Effective: 01/01/1990 |
| 05 O.C.G.A. § 40-6-391(a)(4) (Less Safe) (Combined Influence of two or More Substances) Effective: 05/14/2008, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the combined influence of [Identify Substance] and [Identify Substance] to the extent that it was less safe for (him) (her) to drive |
| Driving Under the Influence 01 O.C.G.A. § 40-6-391(a)(1) (Less Safe) (Alcohol) Effective: 07/16/2007, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the influence of alcohol to the extent that it was less safe for (him) (her) to drive |
| Driving Under the Influence 02 O.C.G.A. § 40-6-391(a)(2) (Less Safe) (Drugs) Effective: 07/16/2007, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the influence of a drug, to wit: (Name Drug), to the extent that it was less safe for (him) (her) to drive |
| Driving Under the Influence 03 O.C.G.A. § 40-6-391(a)(2) (Marijuana) (Less Safe) Effective: 07/16/2007, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while there was an amount of marijuana present in [(his) (her)] ](blood) (urine) (blood and urine)] to the extent that it was less safe for (him) (her) to drive |
| Driving Under the Influence 04 O.C.G.A. § 40-6-391(a)(3) (Less Safe) (Glue, Aerosol, etc.) Effective: 07/16/2007, Updated: 11/20/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the influence of inhaling [(glue) ((an aerosol, to wit: (Identify Aerosol)) ((a toxic vapor, to wit: (Identify Toxic Vapor)) to the extent that it was less safe for (him) (her) to drive |
| Driving Under the Influence 06 O.C.G.A. § 40-6-391(a)(5) (Per Se) Effective: 05/14/2008, Updated: 11/20/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while the accused's alcohol concentration was .08 grams or more within 3 hours after such [(driving) (physical control)] ended from alcohol consumed before such [(driving) (physical control)] ended |
| Driving Under the Influence 07 O.C.G.A. § 40-6-391(6) (Controlled Substance)  Effective: 05/14/2008, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while there was an amount of a controlled substance as defined in O.C.G.A. Section 16-13-21, to wit: (Name Controlled Substance)) present in [(his) (her)] [(blood) (urine) (blood and urine)] |
| Driving Under the Influence 08 O.C.G.A. § 40-6-391(6) (Prescribed Medication)  Effective: 05/14/2008, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the influence of (Name of Drug), a drug the accused was entitled to use, to the extent that the accused was rendered incapable of driving safely |
| Driving Under the Influence 09 O.C.G.A. § 40-6-391(i) (Driving Commercial Vehicle) Effective: 05/14/2008, Updated: 11/20/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving commercial motor vehicle, while an alcohol concentration in the accused's [(blood) (breath) (urine)] was .04 grams or more |
| Driving Under the Influence 10 O.C.G.A. § 40-6-391 (k) (Under Age 21) Effective: 05/14/2008, Updated: 11/20/2008  while under the age of 21, [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while the accused's alcohol concentration was .02 grams or more within 3 hours after such [(driving) (physical control)] ended from alcohol consumed before such [(driving) (physical control)] ended |
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| 40-6-391(a)(1) | **Driving Under the Influence (Less Safe) (Alcohol)** (Misdemeanor) Effective: 04/25/2006 |
| Driving Under the Influence O.C.G.A. § 40-6-391(a)(1) (Less Safe) (Alcohol) Effective: 07/16/2007, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the influence of alcohol to the extent that it was less safe for (him) (her) to drive |
|  | |
| 40-6-391(a)(2) | **Driving Under the Influence (Less Safe) (Drugs)** (Misdemeanor) Effective: 01/01/1990 |
| Driving Under the Influence 01 O.C.G.A. § 40-6-391(a)(2) (Less Safe) (Drugs) Effective: 07/16/2007, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the influence of a drug, to wit: (Name Drug), to the extent that it was less safe for (him) (her) to drive |
| Driving Under the Influence 02 O.C.G.A. § 40-6-391(a)(2) (Marijuana) (Less Safe) Effective: 05/14/2008, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while there was an amount of marijuana present in [(his) (her)] ](blood) (urine) (blood and urine)] to the extent that it was less safe for (him) (her) to drive |
|  | |
| 40-6-391(a)(3) | **Driving Under the Influence (Less Safe) (Glue, Etc.)** (Misdemeanor) Effective: 01/01/1990 |
| Driving Under the Influence O.C.G.A. § 40-6-391(a)(3) (Less Safe) (Glue, Aerosol, etc.) Effective: 07/16/2007, Updated: 11/20/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the influence of inhaling [(glue) ((an aerosol, to wit: (Identify Aerosol)) ((a toxic vapor, to wit: (Identify Toxic Vapor)) to the extent that it was less safe for (him) (her) to drive |
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| 40-6-391(a)(4) | **Driving Under the Influence (Less Safe) (Combined Influence)** (Misdemeanor) Effective: 01/01/1990 |
| Driving Under the Influence O.C.G.A. § 40-6-391(a)(4) (Less Safe) (Combined Influence of two or More Substances) Effective: 07/16/2007, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the combined influence of [Identify Substance] and [Identify Substance] to the extent that it was less safe for (him) (her) to drive |
|  | |
| 40-6-391(a)(5) | **Driving Under the Influence (Per Se)** (Misdemeanor) Effective: 01/01/1990 |
| Driving Under the Influence O.C.G.A. § 40-6-391(a)(5) (Per Se) Effective: 07/16/2007, Updated: 11/20/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while the accused's alcohol concentration was .08 grams or more within 3 hours after such [(driving) (physical control)] ended from alcohol consumed before such [(driving) (physical control)] ended |
|  | |
| 40-6-391(a)(6) | **Driving Under the Influence (Controlled Substance)** (Misdemeanor) Effective: 03/30/2007 |
| Driving Under the Influence 01 O.C.G.A. § 40-6-391(6) (Controlled Substance)  Effective: 07/16/2007, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while there was an amount of a controlled substance as defined in O.C.G.A. Section 16-13-21, to wit: (Name Controlled Substance)) present in [(his) (her)] [(blood) (urine) (blood and urine)] |
| Driving Under the Influence 02 O.C.G.A. § 40-6-391(6) (Prescribed Medication)  Effective: 05/14/2008, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the influence of (Name of Drug), a drug the accused was entitled to use, to the extent that the accused was rendered incapable of driving safely |
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| 40-6-391(i) | **Driving Under the Influence - Commercial Vehicle** (Misdemeanor) Effective: 04/25/2006 |
| Driving Under the Influence O.C.G.A. § 40-6-391(i) (Driving Commercial Vehicle) Effective: 05/14/2008, Updated: 11/20/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving commercial motor vehicle, while an alcohol concentration in the accused's [(blood) (breath) (urine)] was .04 grams or more |
|  | |
| 40-6-391(k)(1) | **Driving Under the Influence - Under Age of 21** (Misdemeanor) Effective: 04/25/2006 |
| Driving Under the Influence O.C.G.A. § 40-6-391 (k) (Under Age 21) Effective: 05/14/2008, Updated: 11/20/2008  while under the age of 21,[(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while the accused's alcohol concentration was .02 grams or more within 3 hours after such [(driving) (physical control)] ended from alcohol consumed before such [(driving) (physical control)] ended |
|  | |
| 40-6-391(l) | **Endangering a Child While Driving Under the Influence** (Misdemeanor) Effective: 01/01/1990 |
| Endangering a Child by DUI 01 O.C.G.A. § 40-6-391 (l) (Less Safe) (Alcohol) Effective: 08/16/2007, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the influence of alcohol to the extent that it was less safe for (him) (her) to drive, while transporting in said motor vehicle (name child), a child under the age of 14 years |
| Endangering a Child by DUI 02 O.C.G.A. § 40-6-391(l)(2 (Less Safe) (Drugs) Effective: 05/14/2008, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the influence of a drug, to wit: (Name Drug), to the extent that it was less safe for (him) (her) to drive, while transporting in said motor vehicle (name child), a child under the age of 14 years |
| Endangering a Child by DUI 03 O.C.G.A. § 40-6-391(l) (Marijuana) (Less Safe) Effective: 05/14/2008, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while there was an amount of marijuana present in [(his) (her)] ](blood) (urine) (blood and urine)] to the extent that it was less safe for (him) (her) to drive, while transporting in said motor vehicle (name child), a child under the age of 14 years |
| Endangering a Child by DUI 04 O.C.G.A. § 40-6-391(l) (Less Safe) (Combined Influence of two or More Substances) Effective: 05/14/2008, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the combined influence of [Identify Substance] and [Identify Substance] to the extent that it was less safe for (him) (her) to drive, while transporting in said motor vehicle (name child), a child under the age of 14 years |
| Endangering a Child by DUI 05 O.C.G.A. § 40-6-391(l) (Less Safe) (Combined Influence of two or More Substances) Effective: 05/14/2008, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the combined influence of [Identify Substance] and [Identify Substance] to the extent that it was less safe for (him) (her) to drive, while transporting in said motor vehicle (name child), a child under the age of 14 years |
| Endangering a Child by DUI 06 O.C.G.A. § 40-6-391(l) (Per Se) Effective: 05/14/2008, Updated: 11/20/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while the accused's alcohol concentration was .08 grams or more within 3 hours after such [(driving) (physical control)] ended from alcohol consumed before such [(driving) (physical control)] ended, while transporting in said motor vehicle (name child), a child under the age of 14 years |
| Endangering a Child by DUI 07 O.C.G.A. § 40-6-391(l) (Controlled Substance)  Effective: 05/14/2008, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while there was an amount of a controlled substance as defined in O.C.G.A. Section 16-13-21, to wit: (Name Controlled Substance)) present in [(his) (her)] [(blood) (urine) (blood and urine)], while transporting in said motor vehicle (name child), a child under the age of 14 years |
| Endangering a Child by DUI 08 O.C.G.A. § 40-6-391(l) (Prescribed Medication)  Effective: 05/14/2008, Updated: 05/14/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while under the influence of (Name of Drug), a drug the accused was entitled to use, to the extent that the accused was rendered incapable of driving safely, while transporting in said motor vehicle (name child), a child under the age of 14 years |
| Endangering a Child by DUI 09 O.C.G.A. § 40-6-391(l) (Driving Commercial Vehicle) Effective: 05/14/2008, Updated: 11/20/2008  [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving commercial motor vehicle, while an alcohol concentration in the accused's [(blood) (breath) (urine)] was .04 grams or more, while transporting in said motor vehicle (name child), a child under the age of 14 years |
| Endangering a Child by DUI 10 O.C.G.A. § 40-6-391 (l) (Under Age 21) Effective: 05/14/2008, Updated: 11/20/2008  while under the age of 21, [(did drive) (was in actual physical control of)] a (Identify Vehicle), a moving vehicle, while the accused's alcohol concentration was .02 grams or more within 3 hours after such [(driving) (physical control)] ended from alcohol consumed before such [(driving) (physical control)] ended, while transporting in said motor vehicle (name child), a child under the age of 14 years |
|  | |
| 40-6-393(c) | **Homicide by Vehicle in the Second Degree** (Misdemeanor) Effective: 01/01/1990 |
| Homicide by Vehicle in the Second Degree § 40-6-393(b) Effective: 05/15/2008, Updated: 05/17/2008  while [(driving) (operating)] a motor vehicle, to wit: (Insert description of Motor Vehicle), on (insert Name of Roadway/Highway Address), did unlawfully cause the death of (Name of Deceased Person), without an intention to do so, by violating [Insert Code Section OTHER THAN 40-6-163(a), 40-6-270(b), 40-6-390, 40-6-391, or 40-6-395(a)], [Insert Title of Code Section Violated], in that [(he) (she)] (Describe Violation), and said violation caused said death |
|  | |
| 40-6-393.1(c) | **Feticide by Vehicle in the Second Degree** (Misdemeanor) Effective: 04/25/2006 |
| Feticide by vehicle in the Second Degree § 40-6-393.1 (c) Effective: 07/31/2007, Updated: 08/19/2008  while [(driving) (operating)] a motor vehicle, to wit: (Insert description of Motor Vehicle), on (insert Name of Roadway/Highway Address), did cause the death of an unborn child by injury to (Name of Mother of Unborn Child), the mother of said unborn child, through a violation of [Insert Code Section OTHER THAN 40-6-390 and 40-6-391], [Insert Title of Code Section Violated], in that [(he) (she)] (Describe Violation), resulting in (Describe Injury) to said person |
|  | |
| 40-6-395(a) | **Fleeing or Attempting to Elude a Police Officer** (Misdemeanor) Effective: 01/01/1990 |
| Failure or Refusal to Bring Vehicle to a Stop Effective: 07/01/2012, Updated: 11/15/2012  being the driver of a vehicle, did willfully [(fail) (refuse)] to bring [(his) (her)] vehicle to a stop after having been given [(an audible) (a visual)] signal to bring [(his) (her)] vehicle to a stop by (Insert Name of Officer), an officer who at the time of giving such signal was in a uniform prominently displaying the officer's badge of office and the officer's vehicle was appropriately marked showing it to be an official police vehicle |
|  | |
| 40-6-395(c) | **Impersonating a Law Enforcement Officer** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 40-6-395 (c) (1) – (Using a Vehicle Resembling One Belonging to a Law Enforcement Agency) Effective: 07/17/2007, Updated: 10/22/2008  did unlawfully impersonate [(a sheriff) (a deputy sheriff) (a state trooper) (an agent of the Georgia Bureau of Investigation) (an agent of the Federal Bureau of Investigation) (a police officer) (Insert Name of Other Authorized Law Enforcement Officer)] by using a [(motor vehicle) (motorcycle)] [(designed) (equipped) (marked)] so as to resemble a [(motor vehicle) (motorcycle)] belonging to a [(federal) (state) (local)] law enforcement agency |
| 02 O.C.G.A. § 40-6-395 (c) (2) – (In Order to Direct, Stop, or Control Traffic) Effective: 07/17/2007, Updated: 10/22/2008  did unlawfully impersonate [(impersonate [(a sheriff) (a deputy sheriff) (a state trooper) (an agent of the Georgia Bureau of Investigation) (an agent of the Federal Bureau of Investigation) (a police officer) (Insert Name of Other Authorized Law Enforcement Officer)] in order to [(direct) (stop) (control)] traffic at (Insert Description of Location) |
|  | |
| 40-6-397 | **Aggressive Driving** (Misdemeanor) Effective: 01/01/1990 |
| Aggressive Driving O.C.G.A. § 40-6-397 Effective: 07/17/2007, Updated: 11/26/2008  did unlawfully operate (Insert Description of Motor Vehicle), a motor vehicle, on (Insert Name of Roadway) with the intent to [(annoy) (harass) (molest) (intimidate) (injure) (obstruct)] (Insert Name of Victim), another person, in that the accused did (Insert Description of Traffic Misconduct) |
|  | |
| 40-6-47 (c) | **Driving the Wrong Way on a Rotary Traffic Island** (Misdemeanor) Effective: 07/30/2008 |
| Driving the Wrong Way on a Rotary Traffic Island O.C.G.A. § 40-6-47 (c) Effective: 07/30/2008, Updated: 07/30/2008  while driving around a rotary traffic island located in the vicinity of (Insert Location of Rotary Traffic Island), did unlawfully drive in the opposite direction from the designated direction of traffic around such island by driving to the left of such island |
|  | |
| 40-6-98 | **Driving through Safety Zone** (Misdemeanor) Effective: 07/18/2008 |
| Driving through Safety Zone O.C.G.A. § 40-6-98 Effective: 02/20/2009, Updated: 02/20/2009  did unlawfully drive [(through) (within)] a safety zone on (Insert Name of Roadway) |
| PENALTY PROVISIONS: Effective: 02/20/2009, Updated: 02/20/2009  § 40-6-1. Observance of chapter required; punishment for violations generally; maximum fines for certain offenses (a) It is unlawful and, unless otherwise declared in this chapter with respect to particular offenses, it is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter. |
|  | |
| 40-7-4 | **Violating Operating Restrictions on Off Road Vehicles** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A. § 40-7-4 (1) – (Operating without Brakes or Mufflers) Effective: 07/17/2007, Updated: 01/18/2009  did unlawfully operate (Insert Name of Vehicle), an off-road vehicle, without [(operative brakes) (mufflers) (other silencing equipment)] |
| 02 O.C.G.A. § 40-7-4 – (Operating on Private Property without Permission) Effective: 07/17/2007, Updated: 01/18/2009  did unlawfully operate (Insert Name of Vehicle), an off-road vehicle, on private property belonging to (Insert Name of Owner) without the express written permission of (Insert Name), [(the owner) (the owner's agent)] |
|  | |
| 41-1-6 | **Erection or Continuance of Nuisance After Notice to Abate** (Misdemeanor) Effective: 04/22/2011 |
|  | |
| 42-1-1 | **Giving Information to Inmate** (Misdemeanor) Effective: 07/19/2008 |
| Giving Information to Inmate O.C.G.A. § 42-1-1 Effective: 02/28/2009, Updated: 02/28/2009  being an employee of (Insert Name of Institution), a penal institution, did unlawfully give advice to (Insert Name of Inmate), an inmate, regarding the [(name) (employment)] of (Insert Name of Attorney), an attorney at law, in the case where the inmate was confined in said penal institution |
|  | |
| 42-1-1 | **Receiving Money from Inmate** (Misdemeanor) Effective: 07/19/2008 |
| Receiving Money From Inmate O.C.G.A. § 42-1-1 Effective: 02/28/2009, Updated: 02/28/2009  being an employee of (Insert Name of Institution), a penal institution, did unlawfully receive a sum of money paid as [(fees) (otherwise)] to (Insert Name of Attorney), an attorney at law, in a criminal case against (Insert Name of Inmate), an inmate with whom the accused was connected by (Insert Description of Capacity of Connection) |
|  | |
| 42-1-5 | **Use of Inmate for Private Gain** (Misdemeanor) Effective: 07/19/2008 |
| Use of Inmate for Private Gain O.C.G.A. § 42-1-5 (b) Effective: 02/28/2009, Updated: 02/28/2009  being a custodian of (Insert Name of Inmate), an inmate of (Insert Name of Penal Institution), a penal institution, did unlawfully [(use said inmate) (allow said inmate to be used)] for a purpose resulting in private gain to (Insert Name of Individual), an individual, in that (Insert Description of Illegal Use and Gain) |
|  | |
| 42-1-18 | **Photographing a Minor Without Consent of Parent or Guardian** (Misdemeanor) Effective: 04/04/2011 |
|  | |
| 42-4-12 | **Refusal to Receive Person Charged with Offense** (Misdemeanor) Effective: 07/19/2008 |
| Refusal to Receive Persons Charged with Offense O.C.G.A. § 42-4-12 Effective: 02/28/2009, Updated: 02/28/2009  being a [(sheriff) (constable) (keeper of a jail) (Insert Name of Other Officer)] whose duty it was to receive persons [(charged with) (guilty of)] an indictable offense, did unlawfully refuse to receive and take charge of (Insert Name of Person Arrested), such a person |
|  | |
| 42-4-13(c) | **Possession of Alcoholic Beverage by Inmate** (Misdemeanor) Effective: 01/01/1990 |
| Possession Of Alcoholic Beverage By Inmate O.C.G.A. § 42-4-13 (c) (1) (Alcoholic Beverage) Effective: 05/13/2008, Updated: 07/30/2008  did unlawfully possess (NAME OF ALCOHOL BEVERAGE), an alcoholic beverage, while an inmate of (Name of Jail) |
|  | |
| 42-4-13(d)(1)(B) | **Crossing guard line with alcoholic beverage** (Misdemeanor) Effective: 01/01/1990 |
| Crossing the Guard Lines 01 O.C.G.A. § 42-4-13 (d) (1) (B) (Alcoholic Beverage) Effective: 05/13/2008, Updated: 05/13/2008  did unlawfully come inside the guard lines established at the (NAME OF JAIL) with (NAME OF ALCOHOLIC BEVERAGE), an alcoholic beverage, in his/her possession without the knowledge and consent of (name jailer/law enforcement officer), the [(jailer) (law enforcement officer)] |
| Crossing the Guard Lines 02 O.C.G.A. § 42-4-13 (d) (1) (B) (Give/Deliver to Inmate) (Alcoholic Beverage) Effective: 05/13/2008, Updated: 05/13/2008  did unlawfully (give) (have delivered) to (Name of Inmate), an inmate of (Name of Jail), (NAME OF ALCOHOLIC BEVERAGE), an alcoholic beverage, in his/her possession without the knowledge and consent of (name jailer/law enforcement officer), the [(jailer) (law enforcement officer)] |
|  | |
| 42-4-13(e) | **Crossing the Guard Line With Unauthorized Items** (Misdemeanor) Effective: 01/01/1990 |
| 02 O.C.G.A. § 42-4-13(e) (Obtaining Items for Inmate) Effective: 05/13/2008, Updated: 05/14/2008  [(obtain for) (procure for) (give to)] (name inmate), an inmate in (name jail), (name item), an [(article) (item)], without the knowledge and consent of (name jailer/law enforcement officer), the [(jailer) (law enforcement officer)] |
| Bringing Unauthorized Items Within Guard Line 01 O.C.G.A. § 42-4-13(e) Effective: 05/13/2008, Updated: 05/13/2008  did unlawfully bring within the guard lines at (name jail) a (name item), an [(article) (item)], without the knowledge and consent of (name jailer/law enforcement officer), the [(jailer) (law enforcement officer)] |
|  | |
| 42-4-13(f)(2) | **Crossing the Guard Lines While Under the Influence of Alcohol** (Misdemeanor) Effective: 05/13/2008 |
| Crossing The Guard Line While Under the Influence of Drugs O.C.G.A. § 42-4-13(f)(2) (Alcohol) Effective: 05/13/2008, Updated: 05/13/2008  did unlawfully come inside the guard lines established at the (NAME OF JAIL) while under the influence of Alcohol, without the knowledge and consent of (name jailer/law enforcement officer), the [(jailer) (law enforcement officer)] |
|  | |
| 42-4-13(g) | **Loitering Where Inmates are Assigned** (Misdemeanor) Effective: 05/13/2008 |
| Loitering Where Inmates are Assigned O.C.G.A. § 42-4-13(g) Effective: 05/13/2008, Updated: 05/13/2008  did unlawfully loiter in the vicinity of (Describe Location), a place where inmates the (Name of Jail) were assigned, after having been ordered by (name jailer/law enforcement officer), the [(jailer) (law enforcement officer)] to desist therefrom |
|  | |
| 42-4-13(h) | **Conspiracy to Violate O.C.G.A. 42-4-13** (Misdemeanor) Effective: 02/28/2009 |
| Conspiracy to Violate O.C.G.A. § 42-4-13 [O.C.G.A. § 42-4-13(h)] Effective: 02/28/2009, Updated: 02/28/2009  did unlawfully conspire with [(Insert Name/Names of co-Conspirators) (each other <If All Conspirators are Listed in Charging Document>)] to commit the offense of (Insert the Name of Offense), and in furtherance of said conspiracy, the overt [(act) (acts)] of (Insert Overt Acts Committed) by (Insert Name/Names who Committed Overt Acts) were done to effect the object of the conspiracy |
|  | |
| 42-4-13(h) | **Criminal Attempt to Violate O.C.G.A. 42-4-13** (Misdemeanor) Effective: 02/28/2009 |
| Criminal Attempt to Violate O.C.G.A. § 42-4-13 [O.C.G.A. § 42-4-13(h)] Effective: 02/28/2009, Updated: 02/28/2009  did attempt to commit the crime of (Insert Crime Attempted), in violation of Code section (Insert Code Section of Crime Attempted) of the Official Code of Georgia, in that the said accused did knowingly and intentionally perform (Insert Description of Act/Acts Performed Toward Commission of Crime), [(an act) (acts)] which constitute a substantial step toward the commission of said crime |
|  | |
| 42-4-13(h) | **Criminal Solicitation to Violate O.C.G.A. 42-4-13** (Misdemeanor) Effective: 02/28/2009 |
| Criminal Solicitation to Violate O.C.G.A. § 42-4-13 [O.C.G.A. § 42-4-13(h)] Effective: 02/28/2009, Updated: 02/28/2009  with intent that another person engage in conduct constituting a crime, did unlawfully [(solicit) (request) (command) (importune) (attempt to cause)] (Insert Name of Person Solicited) to commit the offense of (Identify Offense Solicited), in violation of Code section (Insert Code Section of Crime Attempted) of the Official Code of Georgia |
|  | |
| 42-5-18(c) | **Possession of Telecommunications Device by Inmate** (Misdemeanor) Effective: 07/28/2008 |
| Possession of Telecommunications Device by Inmates 04 O.C.G.A. § 42-5-18 (c) - (Telecommunications Device) (Misdemeanor) Effective: 07/28/2008, Updated: 02/25/2009  while being held as an inmate at (Insert Name of Facility), a place of incarceration, for a misdemeanor offense, did unlawfully possess a telecommunications device, without the authorization of (Insert Name of Person), the [(warden) (superintendent) (warden's designee) (superintendent's designee)] |
|  | |
| 42-5-38 | **Making False Statement as to Age to Procure Employment** (Misdemeanor) Effective: 07/19/2008 |
| Making False Statement as to Age to Procure Employment O.C.G.A. § 42-5-38 Effective: 02/28/2009, Updated: 02/28/2009  did unlawfully make a false statement as to [(his) (her age)] in order to procure employment as a [(correctional officer) (warden) (superintendent) (other employee)] in that (Describe False Statement as to Age) |
|  | |
| 42-5-40 | **Requiring Inmates to Work on Sunday** (Misdemeanor) Effective: 07/19/2008 |
| Requiring Inmates to Work on Sunday O.C.G.A. § 42-5-40 Effective: 02/28/2009, Updated: 02/28/2009  being the [(superintendent) (warden) (Insert Name of Other Officer)] of (Insert Name of Institution), a [(state) (county)] correctional institution, did unlawfully cause (Insert Name of Inmate), an inmate, to do work on Sunday without any necessity |
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| 42-8-38 | **Violation of Probation** (Misdemeanor) Effective: 01/26/2007 |
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| 42-8-118 | **Interlock Device Violation** (Misdemeanor) Effective: 03/23/2009 |
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| 42-8-104 | **Unlawfully Specification of a DUI Alcohol or Drug Use Risk Reduction Program by Private Probation Agency** (Misdemeanor) Effective: 10/23/2009 |
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| 42-8-26(c) | **Unlawfully Specification of a DUI Alcohol or Drug Use Risk Reduction Program by Probation Supervisor** (Misdemeanor) Effective: 10/23/2009 |
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| 43-4B-21(c) | **Unlawfully Engaging in Unarmed Combat** (Misdemeanor) Effective: 10/23/2009 |
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| 43-4B-21(d) | **Unlawful Promotion of Unarmed Combat** (Misdemeanor) Effective: 10/23/2009 |
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| 43-4B-53 | **Violation of O.C.G.A. 43-4B-53** (Misdemeanor) Effective: 10/23/2009 |
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| 43-5-7 | **Acting as an Athletic Trainer Without a License** (Misdemeanor) Effective: 10/23/2009 |
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| 43-14-8(a) | **Electrical Contracting Without a License** (Misdemeanor) Effective: 05/02/2011 |
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| 43-14-8(b) | **Plumbing Contracting Without a License** (Misdemeanor) Effective: 05/02/2011 |
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| 43-14-8(c) | **Conditioned Air Contracting Without a License** (Misdemeanor) Effective: 05/02/2011 |
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| 43-15-7 | **Unlawful practice as a land surveyor** (Misdemeanor) Effective: 01/31/2012 |
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| 43-15-7 | **Unlawful practice as a professional engineer** (Misdemeanor) Effective: 01/31/2012 |
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| 43-17-12 | **Violation of the Georgia Charitable Solicitations Act of 1988** (Misdemeanor) Effective: 08/04/2008 |
| 01 O.C.G.A. § 43-17-12 (b) – (Registrant or Applicant - Making an Untrue Statement of Material Fact to Secretary of State) Effective: 03/20/2009, Updated: 11/11/2009  having [(registered as) (made application for registration as)] a [(solicitor agent) (paid solicitor) (charitable organization), did knowingly and willfully [(make) (cause to be made)] to the [(Secretary of State of Georgia) (<Insert Name of Person acting on behalf of the Secretary of State>, a person acting on behalf of the Secretary of State of Georgia), a [(written) (oral)] statement which [(he) (she)] knew to contain an untrue statement of material fact in that [(he) (she)] did (Insert Description of Statement and Materiality) |
| 02 O.C.G.A. § 43-17-12 (b) – (Affiliate of Registrant or Applicant - Making an Untrue Statement of Material Fact to Secretary of State) Effective: 03/20/2009, Updated: 11/11/2009  being an affiliate of (Insert Name of Affiliate), a person who has [(registered as) (made application for registration as)] a [(solicitor agent) (paid solicitor) (charitable organization), did knowingly and willfully [(make) (cause to be made)] to the [(Secretary of State of Georgia) (<Insert Name of Person acting on behalf of the Secretary of State>, a person acting on behalf of the Secretary of State of Georgia), a [(written) (oral)] statement which [(he) (she)] knew to contain an untrue statement of material fact in that [(he) (she)] did (Insert Description of Statement and Materiality) |
| 03 O.C.G.A. § 43-17-12 (b) – (Registrant or Applicant - Omiting a Statement of Material Fact Which Would Make Statements Made Not Misleading) Effective: 03/20/2009, Updated: 11/11/2009  having [(registered as) (made application for registration as)] a [(solicitor agent) (paid solicitor) (charitable organization), did knowingly and willfully omit to state a material fact to the [(Secretary of State of Georgia) (<Insert Name of Person acting on behalf of the Secretary of State>, a person acting on behalf of the Secretary of State of Georgia), that was necessary in order to make the [(statement) (statements)] which were made by [(him) (her)] not misleading in that [(he) (she)] did (Insert Description of Omission and Materiality), |
| 04 O.C.G.A. § 43-17-12 (b) – (Affiliate of Registrant or Applicant – Omiting a Statement of Material Fact Which Would Make Statements Made Not Misleading) Effective: 03/20/2009, Updated: 11/11/2009  being an affiliate of (Insert Name of Affiliate), a person who has [(registered as) (made application for registration as)] a [(solicitor agent) (paid solicitor) (charitable organization), did knowingly and willfully omit to state a material fact to the [(Secretary of State of Georgia) (<Insert Name of Person acting on behalf of the Secretary of State>, a person acting on behalf of the Secretary of State of Georgia), that was necessary in order to make the [(statement) (statements)] which were made by [(him) (her)] not misleading in that [(he) (she)] did (Insert Description of Omission and Materiality) |
| 05 O.C.G.A. § 43-17-12 (c) (1) – (Made Representations Implying Contribution was on Behalf of Charitable Organization without Written Authorization) Effective: 03/20/2009, Updated: 11/11/2009  in connection with the [(planning) (conduct) (execution)] of a [(charitable solicitation) (charitable sales promotion)], did [(directly) (indirectly)], willfully utilize a representation that implied the contribution was [(for) (on behalf of)] (Insert Charitable Organization), a charitable organization, without being authorized in writing to do so by said charitable organization |
| 06 O.C.G.A. § 43-17-12 (c) (1) – (Utilizing an Emblem, Device or Printed Material belonging to a Charitable Organization without Written Authorization) Effective: 03/20/2009, Updated: 11/11/2009  in connection with the [(planning) (conduct) (execution)] of a [(charitable solicitation) (charitable sales promotion)], did [(directly) (indirectly)], willfully utilize (Insert Description of Emblem, Device or Printed Material Utilized), [(an emblem) (a device) (printed material)] [(belonging to) (associated with)] (Insert Name of Charitable Organization), a charitable organization, without being authorized in writing to do so by said charitable organization |
| 07 O.C.G.A. § 43-17-12 (c) (2) – (Utilizing a Name, Symbol or Statement Closely Related to that Used by another Charitable Organization) Effective: 03/20/2009, Updated: 11/11/2009  in connection with the [(planning) (conduct) (execution)] of a [(charitable solicitation) (charitable sales promotion)], did [(directly) (indirectly)], willfully utilize (Insert Description of Name, Symbol or Statement Utilized), a [(name) (symbol) (statement)] so closely [(related to) (similar to)] (Insert Name of Charitable Organization), another charitable organization, that the use thereof would tend to [(confuse) (mislead)] a solicited person |
| 08 O.C.G.A. § 43-17-12 (c) (3) – (Misrepresentation that another Person Sponsors or Endorses such Solicitation without Written Consent) Effective: 03/20/2009, Updated: 11/11/2009  in connection with the [(planning) (conduct) (execution)] of a [(charitable solicitation) (charitable sales promotion)], did [(directly) (indirectly)], willfully mislead (Insert Name of Person Misled) to believe that (Insert Name of Sponsor or Endorser), [(sponsors) (endorses) (approves)] of [(his) (her)] [(solicitation) (charitable sales promotion)] when said person had not given consent in writing to the use of [(his) (her)] name for such purpose |
| 09 O.C.G.A. § 43-17-12 (c) (4) – (Misrepresentation that another Person Sponsors or Endorses such Solicitation without Written Consent) Effective: 03/20/2009, Updated: 11/11/2009  in connection with the [(planning) (conduct) (execution)] of a [(charitable solicitation) (charitable sales promotion)], did [(directly) (indirectly)], willfully [(utilize) (exploit)] the fact of [(his) (her)] registration with the Secretary of State of Georgia so as to lead (Insert Name of Person) to believe that such registration in manner constitutes an [(endorsement) (approval)] of the State of Georgia |
| 10 O.C.G.A. § 43-17-12 (c) (5) – (Misrepresentation of the Percentage of the Gross Revenue a Charitable Organization will receive) Effective: 03/20/2009, Updated: 11/11/2009  in connection with the [(planning) (conduct) (execution)] of a [(charitable solicitation) (charitable sales promotion)], did willfully represent [(directly) (by implication)] that a charitable organization will receive [(a fixed) (an estimated)] percentage of the gross revenue from [(his) (her)] solicitation campaign greater that identified in filings with the Secretary of State of Georgia pursuant to Chapter 17 of Title 43 of the Official Code of Georgia |
| 11 O.C.G.A. § 43-17-12 (c) (6) – (Representing that Tickets will be Donated for Use by Another without Written Commitment from Organization) Effective: 03/20/2009, Updated: 11/11/2009  in connection with the [(planning) (conduct) (execution)] of a [(charitable solicitation) (charitable sales promotion)], did [(directly) (indirectly)], willfully represent that tickets to events, to wit: (Insert Name of Event), will be donated for use by (Insert Identity of Ticket User), another person, without having obtained written commitments from (Insert Charitable Organization), a charitable organization, stating that said charitable organization will accept the donated tickets and specifying the number of tickets it is willing to accept |
| 12 O.C.G.A. § 43-17-12 (c) (7) – (Representing that a Portion of Contributions will be donated to Another Organization without Written Consent) Effective: 03/20/2009, Updated: 11/11/2009  in connection with the [(planning) (conduct) (execution)] of a [(charitable solicitation) (charitable sales promotion)], did [(directly) (indirectly)], willfully represent that a part of the contributions received will be [(given) (donated)] to (Insert Name of Charitable Organization), a charitable organization, without having obtained written consent from said organization to the use of its name prior to the solicitation |
| 13 O.C.G.A. § 43-17-12 (c) (8) – (Failure to Disclose to Person being Solicited, Information Described in Code Section 43-17-8) Effective: 03/20/2009, Updated: 11/11/2009  in connection with the [(planning) (conduct) (execution)] of a [(charitable solicitation) (charitable sales promotion)], did [(directly) (indirectly)], willfully fail to provide to (Insert Name of Person Solicited) the information described in Code Section 43-17-8 of the Official Code of Georgia |
| 14 O.C.G.A. § 43-17-12 (e) – (Being a Paid Solicitor without having Complied with 43-17-3 and 43-17-4) Effective: 03/20/2009, Updated: 11/11/2009  being a paid solicitor for the solicitation of charitable contributions, did willfully have [(physical possession) (legal control)] of a contribution collected by [(him) (her)] [(in) (from)] the State of Georgia, on behalf of (Insert Name of Charitable Organization), a charitable organization, without having complied with the requirements of [(paragraph (3) of Code Section 43-17-3 of the Official Code of Georgia) (paragraph (6) of Code Section 43-17-3 of the Official Code of Georgia) (Code Section 43-17-4)] |
| PENALTY PROVISIONS: Effective: 03/20/2009, Updated: 11/11/2009  § 43-17-23. Violations of chapter (a) Except as provided in subsection (b) of this Code section, any person who shall willfully violate any provision of this chapter shall be guilty of a misdemeanor. (b) Any person who shall willfully violate subsection (d) of Code Section 43-17-12 shall be guilty of a felony and, upon conviction thereof, shall be punished by a fine of not more than $5,000.00 or imprisonment for not less than one nor more than five years, or both. |
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| 43-20A-21 | **Violation of the Registration of Immigration Assistance Act** (Misdemeanor) Effective: 10/23/2009 |
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| 43-21-13 | **Defrauding Innkeeper** (Misdemeanor) Effective: 10/23/2009 |
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| 43-24A-15 | **Unlawful Massage Therapy Services** (Misdemeanor) Effective: 11/18/2010 |
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| 43-32-7 | **Peddling Without a License** (Misdemeanor) Effective: 11/11/2009 |
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| 43-34-1 | **Practicing Naturopathy Without a License** (Misdemeanor) Effective: 04/04/2011 |
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| 43-34-177 | **Practicing Perfusion Without a License** (Misdemeanor) Effective: 10/23/2009 |
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| 43-37-6 | **Requirements for Precious Metals and Gems Dealers** (Misdemeanor) Effective: 10/09/2009 |
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| 43-38-16 | **Engaging in the Private Detective or Security Business Without a License** (Misdemeanor) Effective: 10/22/2009 |
| Engaging in the Private Detective or Security Business Without a License O.C.G.A. 43-38-16  Effective: 10/22/2009, Updated: 10/22/2009  did unlawfully [(engage in) (hold himself out as eligible to engage in)] the [(private detective) (private security)] business without having first [(obtained a license to do so) (being registered to do so), in violation of chapter 38 of Title 43 of the Official Code of Georgia |
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| 43-47-07(a) | **Operating as a used motor vehicle dealer without a license** (Misdemeanor) Effective: 01/04/2012 |
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| 43-47-07(b) | **Operating as a used motor vehicle parts dealer without a license** (Misdemeanor) Effective: 01/04/2012 |
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| 43-47-07(c) | **Failure to keep required used car or used parts records** (Misdemeanor) Effective: 01/04/2012 |
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| 43-50-45 | **Practicing Veterinary Medicine without a License** (Misdemeanor) Effective: 03/19/2008 |
| 02 O.C.G.A. § 43-50-45 – (Second/Subsequent Offense) Effective: 08/29/2008, Updated: 08/29/2008  did unlawfully practice veterinary medicine by (Insert Description of Medical Practice Performed) without a valid license, and said accused, prior to committing the above-charged offense had been convicted of the following violation of code section 43-50-45: [(Accusation) (Indictment)] number (accusation/indictment number) in the [(Superior Court) (State Court)], (name of county) County, Georgia, for which [(he) (she)] was sentenced on (date of plea/sentence), |
| Practicing Veterinary Medicine without a License 01 O.C.G.A. § 43-50-45 – (First Offense) Effective: 08/29/2008, Updated: 08/29/2008  did unlawfully practice veterinary medicine by (Insert Description of Medical Practice Performed) without a valid license |
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| 44-7-14.1 | **Violation of Landlord’s Duties as to Utilities** (Misdemeanor) Effective: 01/21/2009 |
| Violation of Landlord’s Duties as to Utilities O.C.G.A. § 44-7-14.1 Effective: 03/25/2009, Updated: 03/25/2009  being the landlord of (Insert Name of Tenant), a tenant, did knowingly and willfully suspend the furnishing of (Insert Identity of Utilities Suspended), utilities of said tenant, prior to the final disposition of dispossessory proceedings by [(him) (her)] against said tenant |
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| 44-12-137 | **Prohibited Acts by Pawnbroker** (Misdemeanor) Effective: 12/21/2007 |
| Prohibited Acts by Pawnbroker 01 O.C.G.A. § 44-12-137 – Failure to Make Material Entry Effective: 05/23/2008, Updated: 05/23/2008  being [(a pawnbroker) (a clerk of a pawnbroker) (an agent of a pawnbroker) (an employee of a pawnbroker)], did fail to make an entry of a material matter in his permanent record book, to wit: (Insert Entry Omitted) |
| Prohibited Acts by Pawnbroker 02 O.C.G.A. § 44-12-137 – False Entry in Pawn Record Book Effective: 05/23/2008, Updated: 05/23/2008  being [(a pawnbroker) (a clerk of a pawnbroker) (an agent of a pawnbroker) (an employee of a pawnbroker)], did make an entry in his permanent record book, to wit: (Insert Entry Made), knowing said entry to be false |
| Prohibited Acts by Pawnbroker 03 O.C.G.A. § 44-12-137 – Falsify Pawn Record Effective: 05/23/2008, Updated: 05/23/2008  being [(a pawnbroker) (a clerk of a pawnbroker) (an agent of a pawnbroker) (an employee of a pawnbroker)], did unlawfully falsify [(an entry in a permanent record book) (a permanent Record Book)] by (Describe Manner of Falsification) |
| Prohibited Acts by Pawnbroker 04 O.C.G.A. § 44-12-137 – Obliterate/Destroy Permanent Pawn Record Book Effective: 05/23/2008, Updated: 05/23/2008  being [(a pawnbroker) (a clerk of a pawnbroker) (an agent of a pawnbroker) (an employee of a pawnbroker)], did unlawfully [(obliterate) (destroy) [(an entry in a permanent record book) (a permanent Record Book)]] by (Describe Manner of Obliteration/Destruction) |
| Prohibited Acts by Pawnbroker 05 O.C.G.A. § 44-12-137 – Removal of Permanent Pawn Record Book Effective: 05/23/2008, Updated: 05/23/2008  being [(a pawnbroker) (a clerk of a pawnbroker) (an agent of a pawnbroker) (an employee of a pawnbroker)], did unlawfully remove a permanent pawn record book from his place of business, to wit: (Describe Book Removed) |
| Prohibited Acts by Pawnbroker 06 O.C.G.A. § 44-12-137 – Refusal to Permit Inspection by Law Enforcement Effective: 05/23/2008, Updated: 05/23/2008  being [(a pawnbroker) (a clerk of a pawnbroker) (an agent of a pawnbroker) (an employee of a pawnbroker)], did unlawfully refuse to allow (Name of Officer), a [(law enforcement officer) (federal officer)] with (Insert name of Law Enforcement Agency/Federal Agency) to inspect [(his) (her)] [(permanent record book) (goods in his possession)] during [(ordinary business hours) (at a reasonable time)] |
| Prohibited Acts by Pawnbroker 07 O.C.G.A. § 44-12-137 – Failure to Maintain Record for 4 years Effective: 05/23/2008, Updated: 05/23/2008  being [(a pawnbroker) (a clerk of a pawnbroker) (an agent of a pawnbroker) (an employee of a pawnbroker)], did unlawfully fail to maintain a record of each pawn transaction for a period of at least four years |
| Prohibited Acts by Pawnbroker 08 O.C.G.A. § 44-12-137 – Accepting Pledge From Person under age 18 Effective: 05/23/2008, Updated: 05/23/2008  being [(a pawnbroker) (a clerk of a pawnbroker) (an agent of a pawnbroker) (an employee of a pawnbroker)], did unlawfully [(accept a pledge on) (purchase)] (Insert Description of Property Pledged/Purchased) from (Insert Name of Person), a person under the age of 18 years |
| Prohibited Acts by Pawnbroker 09 O.C.G.A. § 44-12-137 –Agreement Requiring Personal Liability of Pledgor Effective: 05/23/2008, Updated: 05/23/2008  being [(a pawnbroker) (a clerk of a pawnbroker) (an agent of a pawnbroker) (an employee of a pawnbroker)], did unlawfully make an agreement between [(himself) (herself)] and (Name of pledgor), a [(pledgor) (seller)] of property, to wit: (Describe Item Pledged/Sold), requiring personal liability of said person |
| Prohibited Acts by Pawnbroker 10 O.C.G.A. § 44-12-137 –Waiving Provisions of This Article Effective: 05/23/2008, Updated: 08/19/2008  being [(a pawnbroker) (a clerk of a pawnbroker) (an agent of a pawnbroker) (an employee of a pawnbroker)], did unlawfully make an agreement between [(himself) (herself)] and (Name of pledgor), a [(pledgor) (seller)] of property, to wit: (Describe Item Pledged/Sold), requiring said person to waive provisions of O.C.G.A. 44-12-130, et. seq., to wit: (Insert Description of Waiver) |
| Prohibited Acts by Pawnbroker 11 O.C.G.A. § 44-12-137 –Refusal to Return Property Effective: 05/23/2008, Updated: 05/23/2008  being [(a pawnbroker) (a clerk of a pawnbroker) (an agent of a pawnbroker) (an employee of a pawnbroker)], did unlawfully [(fail to return) (replace)], upon payment of the full amount due the accused, (Description of Pledged Goods), property [(pledged) (sold)] to accused by (Name of Pledgor/Seller); said property not having been taken into custody by a court or a law enforcement agency |
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| 44-12-138 | **Failure to Provide Pawn Disclosure Statement** (Misdemeanor) Effective: 08/19/2011 |
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| 44-12-241 | **Unlawful Removal of Pecans** (Misdemeanor) Effective: 11/28/2011 |
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| 44-14-6 | **Wrongful disposal of mortgaged property** (Misdemeanor) Effective: 03/11/2013 |
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| 44-3-195 | **Violation of the Georgia Time-Share Act** (Misdemeanor) Effective: 10/23/2009 |
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| 44-3-7(a) | **Violation of the Georgia Land Sales Act** (Misdemeanor) Effective: 10/23/2009 |
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| 45-1-3 | **Unlawful Display of Governor's Staff Sign** (Misdemeanor) Effective: 07/18/2007 |
| Unlawful Display of Governor's Staff Sign 01 O.C.G.A. § 45-1-3 (a) – (Displaying Sign Purporting to Convey the Impression that Owner is a Member of Governor’s Staff) Effective: 07/18/2007, Updated: 02/13/2009  did unlawfully, without written permission, display upon (Insert Description of Motor Vehicle), a motor vehicle, a [(sign) (tag) (emblem)] purporting to convey that [(he) (she)] was a member of the Governor's staff of the State of Georgia by (Insert Description of Display) |
| Unlawful Display of Governor's Staff Sign 02 O.C.G.A. § 45-1-3 (b) – (Selling or Offering for Sale a Sign Purporting to Convey the Impression that Owner is a Member of Governor’s Staff) Effective: 07/18/2007, Updated: 02/13/2009  did unlawfully [(sell) (offer to sell)] (Insert Description of Sign), a [(sign) (tag) (emblem)] purporting to convey the impression that the owner thereof is a member of the Governor's staff of the State of Georgia |
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| 45-3-9 | **Entry Into Duties of Office Without Taking Oath** (Misdemeanor) Effective: 05/26/2006 |
| Entry into duties of office without oath § 45-3-9 Effective: 05/28/2008, Updated: 08/19/2008  being a [(public officer) (deputy of a public officer)] of the (Insert the Name of the Office) and being required by law to take and file an official oath as prescribed in O.C.G.A. 45-3-1, did enter upon the duties of [(his) (her)] office without first taking and filing the same in the proper office |
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| 45-9-90 | **Giving False Information or Testimony Regarding Indemnity** (Misdemeanor) Effective: 07/18/2007 |
| Giving False Information or Testimony Regarding Indemnity O.C.G.A. § 45-9-90 (a) Effective: 01/18/2009, Updated: 01/18/2009  did knowingly give false [(information) (testimony)], to wit: (Insert Substance of False Information or Testimony), causing the payment of indemnification which would not otherwise be justified under Part 1 of Article 5 of Chapter 9 of Title 45 of the Official Code of Georgia |
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| 45-11-3 | **Assault Under Color of Office** (Misdemeanor) Effective: 07/18/2007 |
| Assault Under Color of Office Effective: 07/18/2007, Updated: 07/18/2007  being an officer of the State of Georgia, to wit: <identify position>, did (assault) (beat) <name of individual> under color of his (office) (commission) without a lawful justification to do so |
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| 45-11-4(b) | **Malpractice, Malfeasance or Misfeasance in Office** (Misdemeanor) Effective: 04/26/2006 |
| CHARGING NOTE: Effective: 09/04/2008, Updated: 09/04/2008  See, Morris v. State, 59 Ga. App. 804 (1939) regarding specificity of the merits of the Indictment, when charging a violation of code section 45-11-4. See, State v. West, 283 Ga. App. 302 (2007) regarding indictments charging public officials with other criminal offenses. |
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| 45-11-5 | **Extortion Under Color of Office** (Misdemeanor) Effective: 07/18/2007 |
| Extortion O.C.G.A. § 45-11-5 – (Demanding Other and Greater Fees than Allowed by Law) Effective: 07/18/2007, Updated: 02/13/2009  being a [(public officer) (deputy of a public officer) (agent of a public officer (employee of a public officer)] of (Insert Name of Public Office), did unlawfully [(demand) (receive)] (Insert Amount Received) which were other and greater fees than by law allowed him, in that [(he) (she)] received an amount of (Insert Excessive Amount) in excess that was allowed by law for [(him) (her) to have received |
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| 45-11-6 | **Extortion Under Color of Office** (Misdemeanor) Effective: 07/18/2007 |
| Extortion O.C.G.A. § 45-11-6 – (Demanding Excessive Legal Fees for Advertising) Effective: 07/18/2007, Updated: 02/13/2009  being a [(judge of the probate court) (sheriff) (coroner) (clerk) (marshal) (<Insert Name of Other Officer>), of (Insert Identity of County), Georgia, did unlawfully [(receive) (collect) (demand)] other and greater fees for legal advertising than provided by law, in that [(he) (she)] demanded fees in the amount of (Insert Amount Demanded) when the amount of fees provided by law were (Insert Amount) |
| PENALTY PROVISION: Effective: 02/13/2009, Updated: 02/13/2009  § 45-11-5. Extortion generally (a) As used in this Code section, the term "extortion" means an unlawful taking by a public officer, under color of his office, from any person of any money or thing of value that is not due to him or more than is due to him. (b) Any public officer who shall by himself, his deputy, his agent, or other person employed by him be guilty of extortion in demanding or receiving other and greater fees than by law are allowed him shall be guilty of a misdemeanor and shall be dismissed from office. |
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| 45-11-7 | **Extortion Under Color of Office** (Misdemeanor) Effective: 07/18/2007 |
| Extortion O.C.G.A. § 45-11-7 – (Demanding Commission of Authorized Compensation of Legal Advertisement) Effective: 07/18/2007, Updated: 10/24/2009  being an officer of (Insert Name of Agency), did [(directly) (indirectly)] unlawfully [(demand) (retain)] (Insert Amount) a part of the compensation allowed by law to (Insert Name of Publisher), a publisher, for publishing (Insert Description of Advertisement), a legal advertisement, as a commission |
| PENALTY PROVISION: Effective: 02/13/2009, Updated: 02/13/2009  (a) As used in this Code section, the term "extortion" means an unlawful taking by a public officer, under color of his office, from any person of any money or thing of value that is not due to him or more than is due to him. (b) Any public officer who shall by himself, his deputy, his agent, or other person employed by him be guilty of extortion in demanding or receiving other and greater fees than by law are allowed him shall be guilty of a misdemeanor and shall be dismissed from office. |
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| 45-11-8 | **Illegally Engaging in Bail Bond Business** (Misdemeanor) Effective: 07/18/2007 |
| Illegally Engaging in Bail Bond Business 01 O.C.G.A. § 45-11-8 – (Engaging in Bail Bond Business as Elected Official, Officer of the Court, Law Enforcement Officer, or Attorney)  Effective: 07/18/2007, Updated: 02/13/2009  being [(an elected official) (an officer of the court) (a law enforcement officer) (an attorney)] in the State of Georgia, did unlawfully engage [(directly) (indirectly)] in the bail bond business by (Describe Activity) |
| Illegally Engaging in Bail Bond Business 02 O.C.G.A. § 45-11-8 – (Engaging in Bail Bond Business as School Board Official within the Jurisdiction of his/her Office)  Effective: 02/13/2009, Updated: 02/13/2009  being a person elected to the school board of (Insert Name of Office), did unlawfully engage [(directly) (indirectly)] in the bail bond business within the jurisdiction of the office to which [(he) (she)] was elected by (Describe Activity) |
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| 45-11-9 | **Discrimination Against Provider of Visual Care** (Misdemeanor) Effective: 07/18/2007 |
| Discrimination Against Provider of Visual Care O.C.G.A. § 45-11-9 Effective: 07/18/2007, Updated: 02/13/2009  being a (board) (body) (agency) (institution) (public official) of the State of Georgia, to wit: (Insert Name of Board, Agency, Institution, or Public Official), did unlawfully discriminate against (Insert Name of Person Discriminated Against), (an optometrist licensed under Chapter 30 of Title 43 of the Official Code of Georgia) (a physician licensed under Chapter 34 of Title 43 of the Official Code of Georgia) in the [(suggestion) (recommendation)] for visual care which was within the scope of practice licensed by said [optometrist) (physician)], in that (Describe Manner of Discrimination) |
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| 45-11-10 | **Coercion for Political Purposes** (Misdemeanor) Effective: 07/18/2007 |
| Coercion for Political Purposes 01 O.C.G.A. § 45-11-10 (a) – (Coercion of Fellow State Employees or Officers for Political Contributions) Effective: 07/18/2007, Updated: 01/24/2009  being an [(officer) (employee)] of the State of Georgia employed by (Insert Name of Agency/Department), did [(coerce) (attempt to coerce) (directly command) [indirectly command)] (Insert Name of Other State Employee), another [(officer) (employee)] of the State of Georgia employed by (Insert Name of Department/Agency), to [(pay part of <(his) (her)> salary ) (lend part of <(his) (her)> salary) (contribute part of <(his) (her)> salary) (kick back <Insert Amount of Money>, a sum of money) (kick back <Insert Identity of Other Applicable Value>)] to (Insert Identity of Party, Committee, Organization, Agency or Person), [(a committee) (an organization) (an agency) (a)person)], for political purposes, to wit: (Insert Description of Political Purposes) |
| Coercion for Political Purposes 02 O.C.G.A. § 45-11-10 (b) – (Coercion of Fellow County, Municipal, School District or Political Subdivision Employees or Officers for Political Contributions) Effective: 07/18/2007, Updated: 01/24/2009  being an [(officer) (employee)] of a [(County) (municipal corporation) (school district) (a political subdivision) within the State of Georgia, to wit: (Insert Name of Employer), did [(coerce) (attempt to coerce) (directly command) [indirectly command)] (Insert Name of Other Employee), another [(officer) (employee)] of (Insert Name of Employer), a [(County) (municipal corporation) (school district) (a political subdivision) within the State of Georgia, to [(pay part of <(his) (her)> salary ) (lend part of <(his) (her)> salary) (contribute part of <(his) (her)> salary) (kick back <Insert Amount of Money>, a sum of money) (kick back <Insert Identity of Other Applicable Value>)] to (Insert Identity of Party, Committee, Organization, Agency or Person), [(a committee) (an organization) (an agency) (a)person)], for political purposes, to wit: (Insert Description of Political Purposes) |
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| 45-17-8(d) | **Violation of O.C.G.A. 45-17-8** (Misdemeanor) Effective: 10/24/2009 |
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| 45-17-20(b) | **Notary Public Violation** (Misdemeanor) Effective: 07/18/2007 |
| 01 O.C.G.A. § 45-17-20 – (Notarizing Document Containing Known False Statement) Effective: 07/18/2007, Updated: 02/13/2009  being a notary public, did unlawfully execute a notarial certificate containing a statement known by said notary public to be false, to wit: (Identify Known Falsity of Statement Notarized) |
| 02 O.C.G.A. § 45-17-20 – (Notarizing Document with intent to Deceive or Defraud) Effective: 02/13/2009, Updated: 02/13/2009  being a notary public, did unlawfully perform an action as a Notary Public, to wit: (Describe Action Performed), with the intent to [deceive] [defraud]) (Identify Object of Deceit) |
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| 45-19-5 | **Encouraging a Public Employee to Strike** (Misdemeanor) Effective: 07/18/2007 |
| Encouraging a Public Employee to Strike § 45-19-5 Effective: 07/18/2007, Updated: 02/13/2009  not being a public employee, did knowingly [(incite) (agitate) (influence) (coerce) (persuade) (picket to urge)] (Insert Name of Person Urged), a public employee of [(the government of the State of Georgia) (the government of <Insert Name of County>) (the municipality of <Insert Name of City>) (the <Insert Name of School System> school system) (<Name of Political Subdivision>, a political subdivision of the State of Georgia) (an <agency> <authority> <board> <commission> <public institution> of the State of Georgia) (an <agency> <authority> <board> <commission> <public institution> of <Insert Name of Political Subdivision>, a political subdivision of the State of Georgia)], to strike |
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| 45-7-32(a) | **Fraudulent Use of Travel Advance Funds** (Misdemeanor) Effective: 10/24/2009 |
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| 46-8-380 | **Intruding on railroad tracks** (Misdemeanor) Effective: 02/07/2012 |
|  | |
| 46-8-381 | **Hiding on train for purpose of stealing a ride** (Misdemeanor) Effective: 12/20/2012 |
| Hiding on train for purpose of stealing a ride Effective: 12/20/2012, Updated: 12/20/2012  did, unlawfully [(ride) (attempt to ride)] on a railroad train, and did conceal [(himself) (herself)] from [(the conductor) (train authorities)] by hiding [(under the train) (on top of the train) (in box cars) (on tenders) (Insert Place of Hiding)], for the purpose of [(avoiding the payment of fare) (stealing a ride thereon) |
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| 46-5-188 | **Forging Customer Authorization for Local or Long Distance Service** (Misdemeanor) Effective: 10/24/2009 |
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| 46-5-2(b) | **Avoiding Lawful Telecommunication Charges** (Misdemeanor) Effective: 10/24/2009 |
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| 46-5-21 | **Using Telephone Communications for Obscene, Threatening, or Harassing purposes** (Misdemeanor) Effective: 02/27/2012 |
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| 46-5-22 | **Using Obscene Language by Means of a Telephone Communication** (Misdemeanor) Effective: 10/24/2009 |
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| 46-5-24 | **Unlawful Use of 976 Number** (Misdemeanor) Effective: 10/24/2009 |
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| 46-5-27(f)(2) | **Unlawful Dissemination of Information From a Telephone Subscriber Database** (Misdemeanor) Effective: 10/24/2009 |
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| 48-1-4 | **Representation as Being an Official of the Department of Revenue** (Misdemeanor) Effective: 10/24/2009 |
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| 48-1-5 | **Unlawful Conversion of Funds Collected for Benefit of State** (Misdemeanor) Effective: 10/24/2009 |
|  | |
| 48-1-6 | **Unlawful Filing of False Documents** (Misdemeanor) Effective: 10/24/2009 |
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| 48-1-7 | **Fraudulent Use of Exemption Certificate to Avoid Taxes** (Misdemeanor) Effective: 10/24/2009 |
|  | |
| 48-5-22 | **Failure to Collect Taxes** (Misdemeanor) Effective: 01/19/2010 |
|  | |
| 48-5-493 | **Failure to Attach and Display Mobile Home Decal** (Misdemeanor) Effective: 06/28/2012 |
|  | |
| 48-7-127 | **Unlawful Tax Practices** (Misdemeanor) Effective: 10/24/2009 |
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| 48-8-7 | **Failure to Collect Sales and Use Taxes** (Misdemeanor) Effective: 10/24/2009 |
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| 48-8-8 | **Filing a False Return by a Dealer** (Misdemeanor) Effective: 10/24/2009 |
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| 48-8-9 | **Failure by Dealer to Furnish Return** (Misdemeanor) Effective: 10/24/2009 |
|  | |
| 48-8-10 | **Violation of Required Record Keeping** (Misdemeanor) Effective: 10/24/2009 |
|  | |
| 48-8-60 | **Engaging in Business as Seller Without Certificate of Registration** (Misdemeanor) Effective: 01/01/1990 |
|  | |
| 48-11-23(a) | **Transporting tobacco products in violation of Code Section 48-11-22** (Misdemeanor) Effective: 10/02/2013 |
|  | |
| 48-11-25(a) | **Possession of nontax-paid tobacco product** (Misdemeanor) Effective: 09/10/2007 |
| Possession of nontax-paid tobacco product O.C.G.A. § 48-11-25 (a) (1) Effective: 02/14/2009, Updated: 02/14/2009  with the intent to evade the tax imposed by Chapter 11 of Title 48 of the Official Code of Georgia, did unlawfully possess (Insert Description of Product Possessed), [(unstamped cigarettes) (loose tobacco) (smokeless tobacco) (nontax-paid cigars)] |
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| 48-13-58.1 | **Failure by Innkeeper to Make Return or Pay Taxes** (Misdemeanor) Effective: 04/06/2011 |
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| 48-13-60 | **Unlawful Excise Return by Innkeeper** (Misdemeanor) Effective: 10/24/2009 |
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| 48-16-12(c) | **Failure to Obey a Subpoena or Order of the Revenue Commissioner** (Misdemeanor) Effective: 10/24/2009 |
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| 48-17-13(c) | **Failure to Obey a Subpoena or Order of the Revenue Commissioner** (Misdemeanor) Effective: 10/24/2009 |
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| 49-4-15 | **Public Assistance Fraud** (Misdemeanor) Effective: 01/01/1990 |
| 01 O.C.G.A § 49-4-15 (a)(1) – Attempt to Obtain unentitled funds (Misdemeanor) Effective: 07/12/2008, Updated: 07/12/2008  did, unlawfully attempt to obtain a [(grant) (payment)] of [(public assistance) (food stamps) (medical assistance)] to which [(he) (she)] was not entitled to receive by means of [(false statement) (failure to disclose information) (impersonation) (fraudulent device)], to wit: (Insert description of fraudulent means) |
| 02 O.C.G.A § 49-4-15 (a)(1) – Aiding in attempt to Obtain unentitled funds (Misdemeanor) Effective: 07/12/2008, Updated: 07/12/2008  did [(knowingly) (intentionally)] [(aid) (abet)] (Insert name of person) in attempting to obtain a [(grant) (payment)] of [(public assistance) (food stamps) (medical assistance)] to which said person was not entitled to receive by (Insert description of manner of aiding/abetting) |
| 04 O.C.G.A § 49-4-15 (a)(1) – Aiding in obtaining unentitled Funds (Misdemeanor) Effective: 07/12/2008, Updated: 07/12/2008  did [(knowingly) (intentionally)] [(aid) (abet)] (Insert name of person) in obtaining a [(grant) (payment)] of [(public assistance) (food stamps) (medical assistance)] in an amount not exceeding $500.00, to which said person was not entitled to receive by (Insert description of manner of aiding/abetting) |
| 05 O.C.G.A § 49-4-15 (a)(2) – Attempt to obtain larger amount (Misdemeanor) Effective: 07/12/2008, Updated: 07/12/2008  did, unlawfully attempt to obtain a [(grant) (payment)] of [(public assistance) (food stamps) (medical assistance)] in an amount larger than that to which [(he) (she)] was entitled to receive by means of [(false statement) (failure to disclose information) (impersonation) (fraudulent device)], to wit: (Insert description of fraudulent means) |
| 06 O.C.G.A § 49-4-15 (a)(2) – Aiding in attempt to Obtain larger amount (Misdemeanor)  Effective: 07/12/2008, Updated: 07/12/2008  did [(knowingly) (intentionally)] [(aid) (abet)] (Insert name of person) in attempting to obtain a [(grant) (payment)] of [(public assistance) (food stamps) (medical assistance)] in an amount larger than that to which said person was entitled to receive by (Insert description of manner of aiding/abetting) |
| 08 O.C.G.A § 49-4-15 (a)(2) – Aiding in obtaining larger amount (Misdemeanor) Effective: 07/12/2008, Updated: 07/12/2008  did [(knowingly) (intentionally)] [(aid) (abet)] (Insert name of person) in obtaining a [(grant) (payment)] of [(public assistance) (food stamps) (medical assistance)] in an amount not exceeding $500.00, an amount larger than that to which said person was entitled to receive by (Insert description of manner of aiding/abetting) |
| 09 O.C.G.A § 49-4-15 (a)(3) – Attempt to obtain forfeited assistance (Misdemeanor) Effective: 07/12/2008, Updated: 07/12/2008  did, unlawfully attempt to obtain payment of a forfeited grant of [(public assistance) (food stamps) (medical assistance)] by means of [(false statement) (failure to disclose information) (impersonation) (fraudulent device)], to wit: (Insert description of fraudulent means) |
| 10 O.C.G.A § 49-4-15 (a)(3) – Aiding in attempt to forfeited assistance (Misdemeanor) Effective: 07/12/2008, Updated: 07/12/2008  did [(knowingly) (intentionally)] [(aid) (abet)] (Insert name of person) in attempting to obtain payment of a forfeited grant of [(public assistance) (food stamps) (medical assistance)] by (Insert description of manner of aiding/abetting) |
| 11 O.C.G.A § 49-4-15 (a)(3) – Obtaining forfeited assistance (Misdemeanor) Effective: 07/12/2008, Updated: 07/12/2008  did, by means of [(false statement) (failure to disclose information) (impersonation) (fraudulent device)], to wit: (Insert description of fraudulent means), unlawfully obtained payment of a forfeited grant of [(public assistance) (food stamps) (medical assistance)] in an amount not exceeding $500.00 |
| 12 O.C.G.A § 49-4-15 (a)(3) – Aiding in obtaining forfeited assistance (Misdemeanor) Effective: 07/12/2008, Updated: 07/12/2008  did [(knowingly) (intentionally)] [(aid) (abet)] (Insert name of person) in obtaining payment of a forfeited grant of [(public assistance) (food stamps) (medical assistance)] in an amount not exceeding $500.00 by (Insert description of manner of aiding/abetting) |
| 14 O.C.G.A § 49-4-15 (a) – Aiding in buying/disposing of real property of recipient (Misdemeanor) Effective: 07/12/2008, Updated: 07/12/2008  with intent to defraud the Georgia Department of Human Resources, did unlawfully [(aid) (abet)] (Insert name of person), a recipient of public Assistance, in the [(buying of) (disposing of)] (Insert the description of the implicated real property), the real property of said public assistance recipient, by (Insert description of manner of aiding/abetting), said recipient having obtained public assistance payments in an amount not exceeding $500.00, for which [(he) (she)] was not entitled to receive |
| Public Assistance Fraud 03 O.C.G.A § 49-4-15 (a)(1) – Obtaining unentitled Funds (Misdomeanor) Effective: 07/12/2008, Updated: 07/12/2008  did, by means of [(false statement) (failure to disclose information) (impersonation) (fraudulent device)], to wit: (Insert description of fraudulent means), unlawfully obtained a [(grant) (payment)] of [(public assistance) (food stamps) (medical assistance)] in an amount not exceeding $500.00, to which [(he) (she)] was not entitled to receive |
| Public Assistance Fraud 07 O.C.G.A § 49-4-15 (a)(2) – Obtaining larger amount (Misdemeanor) Effective: 07/12/2008, Updated: 07/12/2008  did, by means of [(false statement) (failure to disclose information) (impersonation) (fraudulent device)], to wit: (Insert description of fraudulent means), unlawfully obtained a [(grant) (payment)] of [(public assistance) (food stamps) (medical assistance)] in an amount not exceeding $500.00, an amount larger than that to which [(he) (she)] was entitled to receive |
| Public Assistance Fraud 13 O.C.G.A § 49-4-15 (a) – Disposing of real property (Misdemeanor) Effective: 07/12/2008, Updated: 07/12/2008  having obtained public assistance payments in an amount not exceeding $500.00, for which [(he) (she)] was not entitled to receive, did unlawfully dispose of (Insert the description of the implicated real property), real property owned by [(him) (her)], with intent to defraud the Georgia Department of Human Resources, by (Insert description of manner of property disposition) |
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| 50-3-1(b)(1) | **Defacing a Publicly Owned Monument** (Misdemeanor) Effective: 10/24/2009 |
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| 50-3-11 | **Unlawful Use of National State or Confederate Flag** (Misdemeanor) Effective: 10/24/2009 |
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| 50-36-1(q)(2) | **Violation of the Federal Systematic Alien Verification for Entitlements Program** (Misdemeanor) Effective: 01/01/2012 |
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| 50-36-2(c) | **Misuse of Identification Documents in Violation of the Secure and Verifiable Identity Document Act** (Misdemeanor) Effective: 01/01/2012 |
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| 50-5-146 | **Unlawful Disposition of State Property** (Misdemeanor) Effective: 10/25/2009 |
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| 50-5-80(b) | **Unlawful Use of State Funds to Obtain Items of Value for Personal Benefit** (Misdemeanor) Effective: 10/25/2009 |
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| 50-5-80(d) | **Assisting Another in the Unlawful Use of State Funds to Obtain Items of Value for Personal Benefit** (Misdemeanor) Effective: 10/25/2009 |
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| 50-5-83(c) | **Unlawful Use of State Purchasing Card by State Employee** (Misdemeanor) Effective: 11/10/2009 |
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| 52-7-4 | **Failure to Display Registration Numbers on Vessel** (Misdemeanor) Effective: 08/12/2008 |
| Failure to Display Registration Numbers on Vessel O.C.G.A. § 52-7-4 (2) Effective: 03/25/2009, Updated: 03/25/2009  being the operator of (Insert Description of Vessel), a vessel, on (Insert Identity of Waterway) using the waters of the State of Georgia did unlawfully fail to have the identifying number set forth in the certificate of number for said vessel displayed on the forward half of said vessel |
| PENALTY PROVISIONS: Effective: 03/25/2009, Updated: 03/25/2009  § 52-7-26. Penalty Except as otherwise provided in this article, any person who violates this article or any rule or regulation promulgated hereunder shall be guilty of a misdemeanor. |
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| 52-7-4 | **Operating a Vessel with Expired Registration** (Misdemeanor) Effective: 08/12/2008 |
| Operating a Vessel with Expired Registration O.C.G.A. § 52-7-4 (1) Effective: 03/25/2009, Updated: 03/25/2009  being the operator of (Insert Description of Vessel), a vessel, on (Insert Identity of Waterway) using the waters of the State of Georgia did unlawfully fail to have a certificate of number issued to said vessel on board and in full force and effect |
| PENALTY PROVISIONS: Effective: 03/25/2009, Updated: 03/25/2009  § 52-7-26. Penalty Except as otherwise provided in this article, any person who violates this article or any rule or regulation promulgated hereunder shall be guilty of a misdemeanor. |
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| 52-7-8(d)(2) | **Using a Vessel with Improper Personal Flotation Devices** (Misdemeanor) Effective: 07/31/2008 |
| Using a Vessel with Improper Personal Flotation Devices 01 O.C.G.A. § 52-7-8(d)(2) –Insufficient Number Effective: 07/31/2008, Updated: 07/31/2008  did use a (Insert Description of Vessel) which was not equipped with personal flotation devices as required by code section 52-7-8(d)(1) for each of the (Insert Number of Persons Onboard) persons onboard |
| Using a Vessel with Improper Personal Flotation Devices 02 O.C.G.A. § 52-7-8(d)(2) – Improper Effective: 07/31/2008, Updated: 07/31/2008  did use a (Insert Description of Vessel) equipped with personal flotation devices as required by code section 52-7-8(d)(1) but which were not [(readily accessible to the occupants of the vessel) (in good and serviceable condition) (legibly marked with the United States Coast Guard approved number) (of an appropriate size for the occupants of the vessel for whom they are intended)] |
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| 52-7-8(d)(3) | **Failure to Secure Child with Personal Flotation Device** (Misdemeanor) Effective: 09/25/2006 |
| Failure to Secure Child with Personal Flotation Device O.C.G.A. § 52-7-8(d)(3)  Effective: 07/31/2008, Updated: 07/31/2008  did operate a (Insert Description of Vessel), a moving vessel upon (Insert Name of Waterway) with (Insert Name of Child), a child under the age of 10 years on board, said child not wearing an appropriately sized personal flotation device |
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| 52-7-8(e) | **Operating a Vessel With Unserviceable Fire Extinguisher** (Misdemeanor) Effective: 05/31/2012 |
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| 52-7-8(j) | **Unlawful Sale of Personal Flotation Device** (Misdemeanor) Effective: 07/31/2008 |
| Unlawful Sale of Personal Flotation Device O.C.G.A. § 52-7-8(j) Effective: 07/31/2008, Updated: 07/31/2008  did unlawfully [(sell) (offer for sale) at (Insert Address of Sale/Offer) a (Insert Description of Personal Flotation Device) which was not United States Coast Guard approved and which was not clearly marked as required by code section 52-7-8(j) |
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| 52-7-8.2 | **Restrictions on operation of personal watercraft** (Misdemeanor) Effective: 03/09/2009 |
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| 52-7-11 | **Operating a Vessel without Required Lights** (Misdemeanor) Effective: 08/24/2007 |
| 01 O.C.G.A. § 52-7-11(a) – (Inland Waters Vessel Operated in Coastal Waters) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a vessel equipped to meet inland waters light requirements, on coastal waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)], in violation of code section 52-7-11 (a) |
| 02 O.C.G.A. § 52-7-11(b)(1) – (Inland Waters – Nonmotorized Vessel) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a nonmotorized vessel, on inland waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)] without having a white light ready at hand to be displayed in time to prevent collision |
| 03 O.C.G.A. § 52-7-11(b)(2) – (Inland Waters – Motorized Class A/Class 1 Vessel) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a motorized [(class A) (class 1)] vessel, on inland waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)] without displaying a 32 point white stern light visible for a distance of two miles plus a 20 point combination red and green light on the bow, displayed lower than the white stern light, visible for a distance of one mile |
| 03 O.C.G.A. § 52-7-11(b)(3) – (Inland Waters – Motorized Class 2/Class 3 Vessel) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a motorized [(class 2) (class 3)] vessel, on inland waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)] without displaying a 20 point white light on the bow visible for a distance of two miles, plus a 32 point white light on the stern fixed higher than the white light forward and visible for a distance of two miles, plus separate ten-point red and green side lights fitted with inboard screens to keep the lights from showing across the bow and visible for a distance of one mile |
| 04 O.C.G.A. § 52-7-11(b)(4) – (Inland Waters – Motorized Class A/Class 1 Sail Vessel – Under Sail) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a motorized [(class A) (class 1)] vessel equipped with [(sail only) (sail and motor)], on inland waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)] under sail only without displaying a 20 point combination red and green light on the bow visible for a distance of one mile, plus a 12 point white stern light visible for a distance of two miles |
| 05 O.C.G.A. § 52-7-11(b)(5) – (Inland Waters – Motorized Class 2/Class 3 Sail Vessel – Under Sail) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a motorized [(class 2) (class 3)] vessel equipped with [(sail only) (sail and motor)], on inland waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)] under sail only without displaying separate ten-point red and green side lights, properly screened and visible for a distance of at least one mile, plus a 12 point white stern light visible for a distance of at least two miles |
| 06 O.C.G.A. § 52-7-11(b)(6) – (Inland Waters – Motorized Class A/Class 1 Sail Vessel – Under Sail & Motor) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a motorized [(class A) (class 1)] vessel equipped with [(sail only) (sail and motor)], on inland waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)], being powered by sail and motor, without displaying a 32 point white stern light visible for a distance of two miles plus a 20 point combination red and green light on the bow, displayed lower than the white stern light, visible for a distance of one mile |
| 07 O.C.G.A. § 52-7-11(b)(6) – (Inland Waters – Motorized Class 2/Class 3 Sail Vessel – Under Sail & Motor) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a motorized [(class 2) (class 3)] vessel equipped with [(sail only) (sail and motor)], on inland waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)], being powered by sail and motor, without displaying a 20 point white light on the bow visible for a distance of two miles, plus a 32 point white light on the stern fixed higher than the white light forward and visible for a distance of two miles, plus separate ten-point red and green side lights fitted with inboard screens to keep the lights from showing across the bow and visible for a distance of one mile |
| 08 O.C.G.A. § 52-7-11(c)(1) – (Coastal Waters – Motorized Class A/Class 1/Class 3 Vessel) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a motorized [(class A) (class 1) (class 2)] vessel, on coastal waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)] without displaying [(a 20 point combination red and green light on the bow) (a ten-point red and green side lights properly screened and visible for a distance of at least one mile)], plus a 20 point white light displayed in the fore part of the vessel and visible for a distance of three miles displayed three feet above [(combination lights) (side lights)], plus a 12 point white stern light visible for a distance of at least two miles |
| 08 O.C.G.A. § 52-7-11(c)(2) – (Coastal Waters – Motorized Class 3 Vessel) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a motorized class 3 vessel, on coastal waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)] without displaying [(a 20 point combination red and green light on the bow) (a ten-point red and green side lights properly screened and visible for a distance of at least one mile)], plus a 20 point white light in the fore part of the vessel displayed nine feet above the gunwales and three feet higher than the colored lights and visible for a distance of three miles, plus a 12 point white stern light visible for at least two miles |
| 09 O.C.G.A. § 52-7-11(c)(3) – (Coastal Waters – Motorized Class A/Class 1 Sail Vessel – (Under Power) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a motorized [(class A) (class 1) (class 2)] vessel equipped with sail and motor, on coastal waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)], being under power, without displaying [(a 20 point combination red and green light on the bow) (a ten-point red and green side lights properly screened and visible for a distance of at least one mile)], plus a 20 point white light in the fore part of the vessel at least three feet higher than the colored lights and visible for a distance of three miles, plus a 12 point white stern light visible for a distance of two miles |
| 10 O.C.G.A. § 52-7-11(c)(4) – (Coastal Waters – Motorized Class 3 Sail Vessel – (Under Power) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a motorized class 3 vessel equipped with sail and motor, on coastal waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)], being under power, without displaying [(a 20 point combination red and green light on the bow) (a ten-point red and green side lights properly screened and visible for a distance of at least one mile)], plus a 20 point white light in the fore part of the vessel at least nine feet above the gunwale and three feet higher than the colored lights and visible for a distance of two miles, plus a 12 point white stern light visible for a distance of two miles |
| 11 O.C.G.A. § 52-7-11(c)(5) – (Coastal Waters –Class A/Class 1/class 2 Sail Vessel – (Under Sail Only) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a [(class A) (class 1) (class 2)] sailboat, on coastal waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)], being under sail only, without displaying a [(20 point combination red and green bow light visible for a distance of one mile) (ten-point red and green side lights properly screened and visible for a distance of one mile)], plus a 12 point white stern light visible for a distance of two miles |
| 12 O.C.G.A. § 52-7-11(c)(6) – (Coastal Waters –Class 3 Sail Vessel – (Under Sail Only) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a class 3 sailboat, on coastal waters, to wit: (Insert Name of Waterway), during the hours of [(darkness) (low visibility)], being under sail only, without displaying a [(20 point combination red and green bow light visible for a distance of one mile) (ten-point red and green side lights properly screened and visible for a distance of one mile)], plus a 12 point white stern light visible for a distance of two miles |
| Operating a Vessel without Required Lights 13 O.C.G.A. § 52-7-11(d) – (Anchored Vessel) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully anchor a (Insert Description of Vessel), a [(class A) (class 1) (class 2) (class 3) vessel, on (Insert Name of Waterway), during the hours of [(darkness) (low visibility)], without displaying a 32 point white stern light |
| Operating a Vessel without Required Lights 14 O.C.G.A. § 52-7-11(e) – (Other Lights) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a (Insert Description of Vessel), a [(class A) (class 1) (class 2) (class 3) vessel, on (Insert Name of Waterway), during the hours of [(darkness) (low visibility)], while displaying a (Insert Description & Location of Light), a light which may be mistaken for the lights required pursuant to code section 52-7-11, by (insert Description of the Manner it May be Mistaken) |
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| 52-7-12(a)(1) | **Operating a Vessel Under the Influence (Less Safe) (Alcohol)** (Misdemeanor) Effective: 08/21/2006 |
| Operating a Vessel Under the Influence - (Less Safe) (Alcohol) O.C.G.A. § 57-7-12(a)(1) Effective: 07/29/2008, Updated: 07/29/2008  [(did operate) (did navigate) (did steer) (did drive) (did manipulate) (was in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], while under the influence of alcohol to the extent that it was less safe for (him) (her) to [(operate) (navigate) (steer) (drive) (manipulate) (be in actual physical control of)] said [(vessel) (device)] |
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| 52-7-12(a)(2) | **Operating a Vessel Under the Influence (Less Safe) (Drugs)** (Misdemeanor) Effective: 07/29/2008 |
| Operating a Vessel Under the Influence – (Less Safe) (Drugs) O.C.G.A. § 57-7-12(a)(2) Effective: 07/29/2008, Updated: 07/29/2008  [(did operate) (did navigate) (did steer) (did drive) (did manipulate) (was in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], while under the influence of a drug, to wit: (Insert Name of Drug), to the extent that it was less safe for (him) (her) to [(operate) (navigate) (steer) (drive) (manipulate) (be in actual physical control of)] said [(vessel) (device)] |
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| 52-7-12(a)(2) | **Operating a Vessel Under the Influence (Less Safe) (Marijuana)** (Misdemeanor) Effective: 07/29/2008 |
| Operating a Vessel Under the Influence – (Less Safe) (Marijuana) O.C.G.A. § 57-7-12(a)(2) Effective: 07/29/2008, Updated: 07/29/2008  [(did operate) (did navigate) (did steer) (did drive) (did manipulate) (was in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], while there was an amount of marijuana present in [(his) (her)] ](blood) (urine) (blood and urine)] to the extent that it was less safe for (him) (her) to [(operate) (navigate) (steer) (drive) (manipulate) (be in actual physical control of)] said [(vessel) (device)] |
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| 52-7-12(a)(3) | **Operating a Vessel Under the Influence (Less Safe) (Combined influence of Alcohol & Drugs)** (Misdemeanor) Effective: 07/29/2008 |
| Operating a Vessel Under the Influence – (Less Safe) (Combined influence of Alcohol & Drugs) O.C.G.A. § 57-7-12(a)(3) Effective: 07/29/2008, Updated: 07/29/2008  [(did operate) (did navigate) (did steer) (did drive) (did manipulate) (was in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], while under the combined influence of alcohol and [Insert Identity of Substance] to the extent that it was less safe for (him) (her) to [(operate) (navigate) (steer) (drive) (manipulate) (be in actual physical control of)] said [(vessel) (device)] |
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| 52-7-12(a)(4) | **Operating a Vessel Under the Influence (Per Se)** (Misdemeanor) Effective: 07/29/2008 |
| Operating a Vessel Under the Influence – (Per Se) O.C.G.A. § 57-7-12(a)(4) (2013) Effective: 05/15/2013, Updated: 06/11/2013  [(did operate) (did navigate) (did steer) (did drive) (did manipulate) (was in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], while the accused's alcohol concentration was .08 grams or more within 3 hours after such [(operation) (navigation) (steering) (driving) (manipulation) (physical control)] ended from alcohol consumed before such [(operation) (navigation) (steering) (driving) (manipulation) (physical control)] ended |
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| 52-7-12(a)(5) | **Operating a Vessel Under the Influence (Controlled Substance)** (Misdemeanor) Effective: 07/29/2008 |
| Operating a Vessel Under the Influence – (Controlled Substance) O.C.G.A. § 57-7-12(a)(5) Effective: 07/29/2008, Updated: 07/29/2008  [(did operate) (did navigate) (did steer) (did drive) (did manipulate) (was in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], while there was an amount of a controlled substance as defined in O.C.G.A. Section 16-13-21, to wit: (Insert Name of Controlled Substance) present in [(his) (her)] [(blood) (urine) (blood and urine)], to the extent that it was less safe for (him) (her) to [(operate) (navigate) (steer) (drive) (manipulate) (be in actual physical control of)] said [(vessel) (device)] |
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| 52-7-12(i) | **Allowing Another to Operate a Vessel Under the Influence** (Misdemeanor) Effective: 07/29/2008 |
| Allowing Another to Operate a Vessel Under the Influence O.C.G.A. § 57-7-12 (i) Effective: 07/29/2008, Updated: 08/19/2008  did unlawfully [(allow) (authorize)] (Insert Name of Operator) to [(operate) (navigate) (steer) (drive) (manipulate) (be in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], [(knowing) (having reasonable grounds to believe)] that said person was [(intoxicated) (under the influence of alcohol) (under the influence of drugs)] |
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| 52-7-12(k)(1) | **Operating a Vessel Under the Influence (Under Age 21)** (Misdemeanor) Effective: 07/29/2008 |
| Operating a Vessel Under the Influence – (Under Age 21) O.C.G.A. § 57-7-12(k)(1) Effective: 07/29/2008, Updated: 11/20/2008  being under 21 years of age, [(did operate) (did navigate) (did steer) (did drive) (did manipulate) (was in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], while the accused's alcohol concentration was .02 grams or more within 3 hours after such [(operation) (navigation) (steering) (driving) (manipulation) (physical control)] ended from alcohol consumed before such [(operation) (navigation) (steering) (driving) (manipulation) (physical control)] ended |
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| 52-7-12(l) | **Endangering a Child While Operating a Vessel Under the Influence** (Misdemeanor) Effective: 07/02/2008 |
| 01 O.C.G.A. § 57-7-12 (l) – (Less Safe) (Alcohol) Effective: 07/29/2008, Updated: 07/29/2008  [(did operate) (did navigate) (did steer) (did drive) (did manipulate) (was in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], while under the influence of alcohol to the extent that it was less safe for (him) (her) to [(operate) (navigate) (steer) (drive) (manipulate) (be in actual physical control of)] said [(vessel) (device)], while transporting in said [(vessel) (device)] a child under the age of 14 years |
| 02 O.C.G.A. § 57-7-12 (l) – (Less Safe) (Drugs) Effective: 07/29/2008, Updated: 07/29/2008  [(did operate) (did navigate) (did steer) (did drive) (did manipulate) (was in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], while under the influence of a drug, to wit: (Insert Name of Drug), to the extent that it was less safe for (him) (her) to [(operate) (navigate) (steer) (drive) (manipulate) (be in actual physical control of)] said [(vessel) (device)], while transporting in said [(vessel) (device)] a child under the age of 14 years |
| 03 O.C.G.A. § 57-7-12 (l) – (Less Safe) (Marijuana) Effective: 07/29/2008, Updated: 07/29/2008  [(did operate) (did navigate) (did steer) (did drive) (did manipulate) (was in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], while there was an amount of marijuana present in [(his) (her)] ](blood) (urine) (blood and urine)] to the extent that it was less safe for (him) (her) to [(operate) (navigate) (steer) (drive) (manipulate) (be in actual physical control of)] said [(vessel) (device)], while transporting in said [(vessel) (device)] a child under the age of 14 years |
| 04 O.C.G.A. § 57-7-12 (l) – (Less Safe) (Combined influence of Alcohol & Drugs) Effective: 07/29/2008, Updated: 07/29/2008  [(did operate) (did navigate) (did steer) (did drive) (did manipulate) (was in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], while under the combined influence of alcohol and [Insert Identity of Substance] to the extent that it was less safe for (him) (her) to [(operate) (navigate) (steer) (drive) (manipulate) (be in actual physical control of)] said [(vessel) (device)], while transporting in said [(vessel) (device)] a child under the age of 14 years |
| 05 O.C.G.A. § 57-7-12 (l) – (Per Se) (2013) Effective: 05/15/2013, Updated: 06/11/2013  [(did operate) (did navigate) (did steer) (did drive) (did manipulate) (was in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], while the accused's alcohol concentration was .08 grams or more within 3 hours after such [(operation) (navigation) (steering) (driving) (manipulation) (physical control)] ended from alcohol consumed before such [(operation) (navigation) (steering) (driving) (manipulation) (physical control)] ended, while transporting in said [(vessel) (device)] a child under the age of 14 years |
| 06 O.C.G.A. § 57-7-12 (l) – (Controlled Substance) Effective: 07/29/2008, Updated: 07/29/2008  [(did operate) (did navigate) (did steer) (did drive) (did manipulate) (was in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], while there was an amount of a controlled substance as defined in O.C.G.A. Section 16-13-21, to wit: (Insert Name of Controlled Substance) present in [(his) (her)] [(blood) (urine) (blood and urine)], to the extent that it was less safe for (him) (her) to [(operate) (navigate) (steer) (drive) (manipulate) (be in actual physical control of)] said [(vessel) (device)], while transporting in said [(vessel) (device)] a child under the age of 14 years |
| 07 O.C.G.A. § 57-7-12 (l) – (Allowing Another to Operate a Vessel Under the Influence) Effective: 07/29/2008, Updated: 08/19/2008  did unlawfully [(allow) (authorize)] (Insert Name of Operator) to [(operate) (navigate) (steer) (drive) (manipulate) (be in actual physical control of)] a (Insert Description of Vessel/Device), a [(moving vessel) (moving water ski) (moving aquaplane) (moving surfboard) (moving device)], [(knowing) (having reasonable grounds to believe)] that said person was [(intoxicated) (under the influence of alcohol) (under the influence of drugs)] in violation of O.C.G.A. 57-7-12 while transporting in said [(vessel) (device)] a child under the age of 14 years |
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| 52-7-12.1 | **Reckless Operation of a Vessel** (Misdemeanor) Effective: 05/29/2008 |
| Reckless Operation of a Vessel O.C.G.A. § 52-7-12.1 Effective: 07/29/2008, Updated: 07/29/2008  did operate a (Insert Description of Vessel/Device) in a reckless manner in reckless disregard of the safety of [(person) (property)] by (DESCRIBE RECKLESS OPERATION) |
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| 52-7-12.1 | **Reckless Operation of a Water Device** (Misdemeanor) Effective: 07/29/2008 |
| Reckless Operation of a Water Device O.C.G.A. § 52-7-12.1 Effective: 07/29/2008, Updated: 07/29/2008  did manipulate [(water skis) (aquaplane) (surfboard) (tube) (Insert Description of Similar Device) in a reckless manner in reckless disregard of the safety of [(person) (property)] by (DESCRIBE RECKLESS OPERATION) |
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| 52-7-12.2 | **Homicide by Vessel in the First Degree** (Felony) Effective: 10/25/2009 |
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| 52-7-12.2(c) | **Homicide by Vessel in the Second Degree** (Misdemeanor) Effective: 10/25/2009 |
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| 52-7-12.3(c) | **Feticide by Vessel in the Second Degree** (Misdemeanor) Effective: 10/25/2009 |
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| 52-7-12.6 | **Operating a Vessel When Privilege is Suspended** (Misdemeanor) Effective: 10/25/2009 |
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| 52-7-13(b) | **Operating a Vessel Within the Boundaries of a Boating Safety Zone** (Misdemeanor) Effective: 07/19/2012 |
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| 52-7-14(c) | **Failure to Report Boating Accident** (Misdemeanor) Effective: 05/28/2008 |
| Failure to Report Boating Accident O.C.G.A. § 52-7-14 (c) Effective: 03/20/2009, Updated: 03/20/2009  being the [(operator) (owner)] of a vessel involved in a boating accident which occurred at (Insert Location of Accident), did unlawfully fail to report the accident to the Georgia Department of Natural Resources within [(48 hours) (5 days)] of the occurrence of said accident |
| PENALTY PROVISIONS: Effective: 03/20/2009, Updated: 03/20/2009  § 52-7-26. Penalty Except as otherwise provided in this article, any person who violates this article or any rule or regulation promulgated hereunder shall be guilty of a misdemeanor. |
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| 52-7-16 | **Unlawful Towing Persons on Water Skis, Aquaplanes, Surfboards or Similar Device** (Misdemeanor) Effective: 02/24/2010 |
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| 52-7-17(b) | **Load Restrictions** (Misdemeanor) Effective: 03/11/2011 |
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| 52-7-17(c) | **Allowing a person to ride the bow or gunwale of a vessel** (Misdemeanor) Effective: 05/19/2010 |
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| 52-7-18 | **Violation of Rules of the Road for Boat Traffic** (Misdemeanor) Effective: 08/03/2007 |
| Violation of the Rules of the Road for Boat Traffic 01 O.C.G.A. § 52-7-18(a) – (Coastal Waters – Violation of Steering & Sailing Rules) Effective: 09/05/2008, Updated: 09/05/2008  while operating a (Insert Description of Vessel) on (Insert Name of Waterway), a coastal waterway, did unlawfully fail to conform to the “Steering and Sailing Rules” established by Section II, Rules 11 through 18, of the International Navigation Rules Act of 1977, as amended, by (Insert Description of Offense) |
| Violation of the Rules of the Road for Boat Traffic 02 O.C.G.A. § 52-7-18(b) – (Inland Waters – Violation of Steering & Sailing Rules) Effective: 09/05/2008, Updated: 09/05/2008  while operating a (Insert Description of Vessel) on (Insert Name of Waterway), an inland waterway, did unlawfully fail to conform to the “Steering and Sailing Rules” established by Subpart II, Rules 11 through 18, of the Inland Navigation Rules Act of 1980, as amended, by (Insert Description of Offense) |
| Violation of the Rules of the Road for Boat Traffic 03 O.C.G.A. § 52-7-18(c) – (Operate to Starboard/Right Side of Channel/Stream/etc.) Effective: 09/05/2008, Updated: 09/05/2008  while operating a (Insert Description of Vessel), did unlawfully fail to operate [(his) (her)] vessel to the [(starboard) (right)] side of the center of [(channel) (stream) (narrow body of water)] on (Insert Name of Waterway) |
| Violation of the Rules of the Road for Boat Traffic 04 O.C.G.A. § 52-7-18(d) – (Powered Vessel Approaching Non-powered Vessel) Effective: 09/05/2008, Updated: 09/05/2008  while operating a (Insert Description of Vessel), a powered vessel, and approaching a (Insert Description of Vessel Approached), a non-powered vessel, did unlawfully fail to reduce the speed of [(his) (her)] vessel so that [(his) (her)] wake would not endanger the [(life) (property)] of the non-powered vessel |
| Violation of the Rules of the Road for Boat Traffic 05 O.C.G.A. § 52-7-18(e)(1) – (When Approaching a Bend – Move as far to the Right as Possible) Effective: 09/05/2008, Updated: 09/05/2008  while operating a (Insert Description of Vessel) and approaching a [(bend) (point) (blind area)] on (Insert Name of Waterway), did unlawfully fail to move as far to the [(right) (starboard)] as possible |
| Violation of the Rules of the Road for Boat Traffic 05 O.C.G.A. § 52-7-18(e)(2) – (When Approaching a Bend – Reduce Speed to Allow for Unexpected Stop) Effective: 09/05/2008, Updated: 09/05/2008  while operating a (Insert Description of Vessel) and approaching a [(bend) (point) (blind area)] on (Insert Name of Waterway), did unlawfully fail reduce [(his) (her)] speed to allow for an unexpected stop |
| Violation of the Rules of the Road for Boat Traffic 06 O.C.G.A. § 52-7-18(e)(3) – (When Approaching a Bend – Sound a Blast of Eight to Ten Seconds Duration) Effective: 09/05/2008, Updated: 09/05/2008  while operating a (Insert Description of Vessel) a vessel equipped with a sounding device, did unlawfully fail sound a blast of between eight to ten seconds duration while approaching a [(bend) (point) (blind area)] on (Insert Name of Waterway) |
| Violation of the Rules of the Road for Boat Traffic 07 O.C.G.A. § 52-7-18(f) – (Operate at Speed Greater Than Idle Speed – Within 100 feet of Anchored Vessel) Effective: 09/05/2008, Updated: 09/05/2008  did unlawfully operate a (Insert Description of Vessel) on (Insert Name of Waterway), a waterway, at a speed greater than idle speed while within 100 feet of (Insert Name of Vessel), a vessel which was [(moored) (anchored) (adrift)] outside normal traffic channels |
| Violation of the Rules of the Road for Boat Traffic 08 O.C.G.A. § 52-7-18(f) – (Tow A Person at Speed Greater Than Idle Speed – Within 100 feet of Anchored Vessel) Effective: 09/05/2008, Updated: 11/20/2008  while operating a (Insert Description of Vessel) on (Insert Name of Waterway), a waterway, did unlawfully tow (Insert Name of Person Towed) on [(water skis) (an aquaplane) (a surfboard) ((Insert Description of Similar Device))], at a speed greater than idle speed while within 100 feet of (Insert Name of Vessel), a vessel which was [(moored) (anchored) (adrift)] outside normal traffic channels |
| Violation of the Rules of the Road for Boat Traffic 09 O.C.G.A. § 52-7-18(f) – (Operate at Speed Greater Than Idle Speed – Within 100 feet of Structure/Person in Water) Effective: 09/05/2008, Updated: 11/20/2008  did unlawfully operate a (Insert Description of Vessel) on (Insert Name of Waterway), a waterway, at a speed greater than idle speed while within 100 feet of a [(wharf) (dock) (pier) (piling) (bridge structure) (bridge abutment) ((Insert Name of Person), a person in the water)] |
| Violation of the Rules of the Road for Boat Traffic 10 O.C.G.A. § 52-7-18(f) – (Tow A Person at Speed Greater Than Idle Speed – Within 100 feet of Structure/Person in Water) Effective: 09/05/2008, Updated: 11/20/2008  while operating a (Insert Description of Vessel) on (Insert Name of Waterway), a waterway, did unlawfully tow (Insert Name of Person Towed) on [(water skis) (an aquaplane) (a surfboard) ((Insert Description of Similar Device))], at a speed greater than idle speed while within 100 feet of a [(wharf) (dock) (pier) (piling) (bridge structure) (bridge abutment) ((Insert Name of Person), a person in the water)] |
| Violation of the Rules of the Road for Boat Traffic 11 O.C.G.A. § 52-7-18(f) – (Operate at Speed Greater Than Idle Speed – Within 100 feet of Shoreline) Effective: 09/05/2008, Updated: 09/05/2008  did unlawfully operate a (Insert Description of Vessel) on (Insert Name of Waterway), a waterway, at a speed greater than idle speed while within 100 feet of a shoreline adjacent to a [(full-time residence) (part-time residence) (public park) (public beach) (public swimming area) (marina) (restaurant) (public use area)] |
| Violation of the Rules of the Road for Boat Traffic 12 O.C.G.A. § 52-7-18(f) – (Tow A Person at Speed Greater Than Idle Speed – Within 100 feet of Shoreline) Effective: 09/05/2008, Updated: 11/20/2008  while operating a (Insert Description of Vessel) on (Insert Name of Waterway), a waterway, did unlawfully tow (Insert Name of Person Towed) on [(water skis) (an aquaplane) (a surfboard) ((Insert Description of Similar Device))], at a speed greater than idle speed while within 100 feet of a shoreline adjacent to a [(full-time residence) (part-time residence) (public park) (public beach) (public swimming area) (marina) (restaurant) (public use area)] |
| Violation of the Rules of the Road for Boat Traffic 13 O.C.G.A. § 52-7-18(g) – (Operate at Speed Greater Than Idle Speed – Around/within 100 feet of Another Vessel) Effective: 09/05/2008, Updated: 09/05/2008  while operating a (Insert Description of Vessel) on (Insert Name of Waterway), a waterway, did unlawfully [(run around) (run within 100 feet)] of (Insert Description of Other Vessel) at a speed greater than idle speed |
| Violation of the Rules of the Road for Boat Traffic 14 O.C.G.A. § 52-7-18(h) – (Jumping the Wake of another Vessel) Effective: 09/05/2008, Updated: 09/05/2008  while operating a (Insert Description of Vessel) on (Insert Name of Waterway), a waterway, did unlawfully said vessel in such a manner as to [(ride) (jump)] the wake of another vessel within 100 feet of such other vessel |
| Violation of the Rules of the Road for Boat Traffic 15 O.C.G.A. § 52-7-18(h) – (Jumping the Wake of a passed/overtaken Vessel) Effective: 09/05/2008, Updated: 09/05/2008  while operating a (Insert Description of Vessel) on (Insert Name of Waterway), a waterway, and having [(passed) (overtaken)] another vessel, did unlawfully [(change) (reverse)] course for the purpose of [(riding) (jumping)] the wake of the vessel [(passed) (overtaken)] vessel within 100 feet of such other vessel |
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| 52-7-20 | **Failure to Obey Regulatory Markers** (Misdemeanor) Effective: 08/21/2006 |
| Failure to Obey Regulatory Markers 01 O.C.G.A. § 52-7-20(b) – (Greater than Idle Speed) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully operate a power boat at a speed greater than idle speed in the vicinity of (Insert Description of Location) a [(marina) (public Access ramp) (blind point) (the Chattahoochee River between the Morgan Falls Dam and the Georgia Highway 400 bridge)] identified by appropriate [(signs) (markers)] |
| Failure to Obey Regulatory Markers 02 O.C.G.A. § 52-7-20(b) – (Creating a Wake) Effective: 08/13/2008, Updated: 08/13/2008  did, while operating a power boat in the vicinity of (Insert Description of Location) a [(marina) (public Access ramp) (blind point) (the Chattahoochee River between the Morgan Falls Dam and the Georgia Highway 400 bridge)] identified by appropriate [(signs) (markers)], unlawfully created a wake |
| Failure to Obey Regulatory Markers 03 O.C.G.A. § 52-7-20(c) – (Towing/Manipulating Skis, etc.) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully [(tow a person on) (manipulate)] [(water skis) (an acquaplane) (a surfboard) (Insert Name of Similar Device)] on [(Insert Name of Public Waters) (the Chattahoochee River between the Morgan Falls Dam and the Georgia Highway 400 bridge)] [(designated as a hazardous area) (identified by regulatory markers as a no ski area)] |
| Failure to Obey Regulatory Markers 04 O.C.G.A. § 52-7-20(g) – (Disobedience to Marker) Effective: 08/13/2008, Updated: 08/13/2008  did operate a vessel on (Insert Identity of Waterway) in a manner other than that [(prescribed) (permitted)] by regulatory markers in the area in that [(he) (she)] did unlawfully (Insert Description of Violation) |
| Failure to Obey Regulatory Markers 05 O.C.G.A. § 52-7-20(h) – (Moor/Fasten to Marker) Effective: 08/13/2008, Updated: 08/13/2008  did unlawfully [(moor) (fasten)] a vessel to (Insert Description of Marker), [(an aid to navigation marker) (a regulatory marker)] established pursuant to code section 52-7-20 |
| Failure to Obey Regulatory Markers 06 O.C.G.A. § 52-7-20(h) – (Damage to Marker) Effective: 08/13/2008, Updated: 08/13/2008  did willfully [(damage) (tamper) (remove) (obstruct) (interfere with)] (Insert Description of Marker), [(an aid to navigation marker) (a regulatory marker)] established pursuant to code section 52-7-20 on (Insert Name of Waterway) by (Insert Manner of Damage) |
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| 52-7-25(c) | **Failure to Respond to Hail of a Designated Law Enforcement Officer on the Waters of the State** (Misdemeanor) Effective: 06/19/2013 |
| Failure to Respond to Hail of a Designated Law Enforcement Officer  Effective: 01/01/1990, Updated: 06/19/2013  did operate a vessel subject to the provisions of Chapter 7, Article 1 of Title 52 of the Official Code of Georgia, Annotated, and upon being hailed by [INSERT NAME AND AGENCY OF LAW ENFORCEMENT OFFICER], a designated law enforcement officer, did fail to (stop said vessel immediately and lay to)(maneuver said vessel in such a way as to permit said officer to come aboard) |
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| 52-7-26 | **Violation of DNR Watercraft Rules or Regulations** (Misdemeanor) Effective: 07/19/2012 |
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| 52-7-51 | **Violation of DNR Watercraft Rules or Regulations** (Misdemeanor) Effective: 07/19/2012 |
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| 6-2-5.1 | **Operating an Aircraft While Under the Influence** (Misdemeanor) Effective: 10/25/2009 |
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| 7-6A-8 | **Violation of the Georgia Fair Lending Act** (Misdemeanor) Effective: 10/25/2009 |
|  | |
| UNKNOWN | **No Charge in Db - Misdemeanor** (Misdemeanor) Effective: 02/06/2009 |
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| TPO | **Temporary Protective Order** (Other) Effective: 01/01/1990 |
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| CO | **County Ordinance** (Other) Effective: 10/30/2012 |
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| LO | **Local Ordinance** (Other) Effective: 04/10/2008 |
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