

IN THE STATE COURT OF TIFT COUNTY  
STATE OF GEORGIA

In Re: Maximum fines for :  
First Time Speeding Offenders :  
**O.C.G.A. §40-6-1** :

**NOTICE AND PROCEDURE TO QUALIFY AS A FIRST TIME  
SPEEDING OFFENDER AS OF JULY 1, 2015**

O.C.G.A. §40-6-1 establishes a maximum speeding for first time speeding offenders charged under O.C.G.A. § 40-6-181. To qualify under this code section the current citation must be an individual's first speeding offense in his or her lifetime in any jurisdiction in any state or province. Any prior speeding offense, even in another state, that resulted in a final disposition of:

- 1) entry of bond forfeiture,
- 2) a plea of guilty
- 3) a plea of nolo contendere, or
- 4) finding of guilty/conviction
- 5) a reduction of the speed charged
- 6) the changing of a speeding ticket to a non-reportable offense
- 7) or any other disposition of a speeding ticket (other than a dismissal of same without the payment of court costs or any other fees or surcharges)

**disqualifies** the person as a first offender. The fine to be assessed for a first time speeding offender will be as follows (maximum base fine plus mandatory add-ons):

- 1) 5 miles per hour over or less – no fine may be levied;
- 2) 6-10 miles per hour over - \$47.13 (\$25.00 base fine plus mandatory add-ons)
- 3) 11-14 miles per hour over - \$149.50 (\$100.00 base fine plus mandatory add-ons)
- 4) 15-18 miles per hour over - \$186.13 (\$125.00 base fine plus mandatory add-ons)
- 5) 19-23 miles per hour over - \$222.75 (\$150.00 base fine plus mandatory add-ons)
- 6) 24-33 miles per hour over - \$735.50 (\$500.00 base fine plus mandatory add-ons)

Any individual eligible for treatment as a First Time Speeding Offender under O.C.G.A. § 40-6-1, must submit a sworn affidavit to the Court showing that the pending speeding citation is their first ever speeding offense. This First Time Speeding affidavit will be necessary regardless of the manner of payment (mail, internet or personal appearance) chosen by the accused. Any individual who fails to appear on their court date or dispose of their charge(s) prior to may be sent in as failure to appear and result in suspension of your driving license. It is a violation of the law in Georgia to submit a false affidavit in a Court of law. The presentation of a false affidavit regarding the lack of any prior speeding violation may result in the suspension of an individual's driving privileges as well as his or her prosecution for perjury pursuant to the laws of the State of Georgia.

The undersigned hereby states **under oath, and subject to the penalty of perjury**, that he or she has never violated any speeding ordinance of this or any other state and is eligible to be fined as a first time offender pursuant to the provisions of O.C.G.A. 40-6-1

Print name \_\_\_\_\_.

Signature \_\_\_\_\_.

State of \_\_\_\_\_ County of \_\_\_\_\_

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

By \_\_\_\_\_, Notary Public  
My Commission Expires \_\_\_\_\_

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