

Senate Bill 270

By: Senators Martin of the 9th, Hill of the 32nd, Harper of the 7th, Unterman of the 45th,
Mullis of the 53rd and others

A BILL TO BE ENTITLED
AN ACT

To amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize persons who are qualified retired law enforcement officers to carry a handgun anywhere within this state; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, is amended by revising subsection (c) of Code Section 16-11-130, relating to exemptions from Code Sections 16-11-126 through 16-11-127.2, as follows:

“(c) Code Sections 16-11-126 through 16-11-127.2 shall not apply to or affect any:

(1) Sheriff, retired sheriff, deputy sheriff, or retired deputy sheriff if such retired sheriff or deputy sheriff is eligible to receive or is receiving benefits under the Peace Officers' Annuity and Benefit Fund provided under Chapter 17 of Title 47, the Sheriffs' Retirement Fund of Georgia provided under Chapter 16 of Title 47, or any other public retirement system established under the laws of this state for service as a law enforcement officer;

(2) Member of the Georgia State Patrol, ~~or~~ agent of the Georgia Bureau of Investigation, ~~or~~ retired member of the Georgia State Patrol, or retired agent of the Georgia Bureau of Investigation if such retired member or agent is receiving benefits under the Employees' Retirement System;

(3) Full-time law enforcement chief executive engaging in the management of a county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university law enforcement chief executive ~~that~~ who is registered or certified by the Georgia Peace Officer Standards and Training Council, ~~;~~ or retired law enforcement chief executive ~~that~~ who formerly managed a county, municipal, state, state authority, or federal law enforcement agency in the State of

Georgia, including any college or university law enforcement chief executive ~~that~~ who was registered or certified at the time of his or her retirement by the Georgia Peace Officer Standards and Training Council, if such retired law enforcement chief executive is receiving benefits under the Peace Officers' Annuity and Benefit Fund provided under Chapter 17 of Title 47 or is retired in good standing and receiving benefits from a county, municipal, State of Georgia, state authority, or federal retirement system; ~~or~~

(4) Police officer of any county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university police officer ~~that~~ who is registered or certified by the Georgia Peace Officer Standards and Training Council, or retired police officer of any county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university police officer ~~that~~ who was registered or certified at the time of his or her retirement by the Georgia Peace Officer Standards and Training Council, if such retired ~~employee~~ police officer is receiving benefits under the Peace Officers' Annuity and Benefit Fund provided under Chapter 17 of Title 47 or is retired in good standing and receiving benefits from a county, municipal, State of Georgia, state authority, or federal retirement system; or

(5) Person who is a qualified retired law enforcement officer as provided for under the Law Enforcement Officers Safety Act of 2004, 18 U.S.C. Sections 926B and 926C.

In addition, any such sheriff, retired sheriff, deputy sheriff, retired deputy sheriff, active or retired law enforcement chief executive, person who is a qualified retired law enforcement officer, or other law enforcement officer referred to in this subsection shall be authorized to carry a handgun on or off duty anywhere within ~~the~~ this state, and the provisions of Code Sections 16-11-126 through 16-11-127.2 shall not apply to the carrying of such firearms."

SECTION 2.

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