

Senate Bill 80

By: Senators Martin of the 9th, Albers of the 56th, Black of the 8th, Walker III of the 20th,
Kirk of the 13th and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 16-11-130 of the Official Code of Georgia Annotated, relating to
2 exemptions from Code Sections 16-11-126 through 16-11-127.2, so as to authorize certain
3 persons who are citizens of this state and have retired with at least ten years of aggregate
4 service as a law enforcement officer with powers of arrest under the laws of any state of the
5 United States or of the United States to carry a handgun anywhere within this state; to require
6 such persons to possess and to meet the standards for issuance of an identification card for
7 retired law enforcement officers as issued by the Georgia Peace Officer Standards and
8 Training Council; to provide for related matters; to repeal conflicting laws; and for other
9 purposes.

10 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

11 style="text-align:center">**SECTION 1.**

12 Code Section 16-11-130 of the Official Code of Georgia Annotated, relating to exemptions
13 from Code Sections 16-11-126 through 16-11-127.2, is amended by revising subsection (c)
14 as follows:

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

- 16 (1) Sheriff, retired sheriff, deputy sheriff, or retired deputy sheriff if such retired sheriff
17 or deputy sheriff is eligible to receive or is receiving benefits under the Peace Officers'
18 Annuity and Benefit Fund provided under Chapter 17 of Title 47, the Sheriffs' Retirement
19 Fund of Georgia provided under Chapter 16 of Title 47, or any other public retirement
20 system established under the laws of this state for service as a law enforcement officer;
- 21 (2) Member of the Georgia State Patrol, ~~or~~ agent of the Georgia Bureau of Investigation,
22 ~~or~~ retired member of the Georgia State Patrol, or retired agent of the Georgia Bureau of
23 Investigation if such retired member or agent is receiving benefits under the Employees'
24 Retirement System;
- 25 (3) Full-time law enforcement chief executive engaging in the management of a county,
26 municipal, state, state authority, or federal law enforcement agency in the State of

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

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

48 (5) Person who is a citizen of this state and:

49 (A) Has retired with at least ten years of aggregate service as a law enforcement officer
 50 with powers of arrest under the laws of any state of the United States or of the United
 51 States;

52 (B) Separated from service in good standing, as determined by criteria established by
 53 the Georgia Peace Officer Standards and Training Council, from employment with his
 54 or her most recent law enforcement agency; and

55 (C) Possesses on his or her person an identification card for retired law enforcement
 56 officers as issued by the Georgia Peace Officer Standards and Training Council;
 57 provided, however, that such person meets the standards for the issuance of such card
 58 as provided for by the council, including, but not limited to, maintenance of
 59 qualification in firearms training.

60 In addition, any such sheriff, retired sheriff, deputy sheriff, retired deputy sheriff, member
 61 of the Georgia State Patrol, retired member of the Georgia State Patrol, agent of the
 62 Georgia Bureau of Investigation, retired agent of the Georgia Bureau of Investigation,
 63 active or retired law enforcement chief executive, person who is a retired law enforcement

64 officer as provided for in paragraph (5) of this subsection, or other law enforcement officer
65 referred to in this subsection shall be authorized to carry a handgun on or off duty
66 anywhere within ~~the~~ this state and the provisions of Code Sections 16-11-126 through
67 16-11-127.2 shall not apply to the carrying of such firearms."

68

SECTION 2.

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