

House Bill 903

By: Representatives Gullett of the 19th, Gravley of the 67th, Momtahan of the 17th, Scoggins of the 14th, and Gambill of the 15th

A BILL TO BE ENTITLED

AN ACT

1 To amend Article 1 of Chapter 3 of Title 12 of the Official Code of Georgia Annotated,
2 relating to general provisions regarding parks, historic areas, memorials, and recreation, so
3 as to revise provisions of law regarding the use or possession of any handgun in a park,
4 historic site, or recreational area; to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the
5 Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as
6 to provide a definition; to revise provisions of law regarding the carrying of firearms; to
7 amend Part 2 of Article 4 of Chapter 12 of Title 16 of the Official Code of Georgia
8 Annotated, relating to transportation passenger safety, so as to revise provisions of law
9 regarding the carrying of firearms; to amend Title 27 of the Official Code of Georgia
10 Annotated, relating to game and fish, so as to revise certain laws regarding the carrying of
11 firearms; to amend Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating
12 to provisions applicable to counties, municipal corporations, and other governmental entities,
13 so as to prohibit enactment of an anti-firearms policy; to provide for equitable relief; to
14 provide for a penalty; to amend Article 4 of Chapter 2 of Title 38 of the Official Code of
15 Georgia Annotated, relating to active duty powers of the military, so as to repeal provisions
16 relative to closure of places where ammunition is sold where disorder is likely to occur; to
17 amend Part 2 of Article 10 of Chapter 6 of Title 40 of the Official Code of Georgia
18 Annotated, relating to parking for persons with disabilities, so as to revise certain laws

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19 regarding the carrying of firearms; to provide for a short title; to provide for related matters;
20 to provide for an effective date and applicability; to repeal conflicting laws; and for other
21 purposes.

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

23 **SECTION 1.**

24 This Act shall be known and may be cited as the "Second Amendment Restoration and
25 Protection Act."

26 **SECTION 2.**

27 Article 1 of Chapter 3 of Title 12 of the Official Code of Georgia Annotated, relating to
28 general provisions regarding parks, historic areas, memorials, and recreation, is amended by
29 revising subsection (o) of Code Section 12-3-10, relating to directing persons to leave parks,
30 historic sites, or recreational areas upon their refusal to observe rules and regulations and
31 prohibited acts generally, as follows:

32 "(o)(1) It shall be unlawful for any person to use or possess in any park, historic site, or
33 recreational area any fireworks, explosives, or firecrackers, unless stored so as not to be
34 readily accessible or unless such use has been approved by prior written permission of
35 the commissioner of natural resources or his or her authorized representative.

36 ~~(2) It shall be unlawful for any person to use or possess in any park, historic site, or
37 recreational area any firearms other than a handgun, as such term is defined in Code
38 Section 16-11-125.1.~~

39 ~~(3)~~(2) It shall be unlawful for any person to use or possess in any park, historic site, or
40 recreational area any ~~handgun without a valid weapons carry license issued pursuant to~~
41 ~~Code Section 16-11-129~~ weapon or long gun unless such person holds a lawful carrier

42 license. As used in this paragraph, the terms 'weapon,' 'long gun,' and 'lawful carrier
43 license' shall have the same meanings as provided for in Code Section 16-11-125.1.

44 ~~(4)~~(3) It shall be unlawful for any person to use or possess in any park, historic site, or
45 recreational area any bows and arrows, spring guns, air rifles, slingshots, or any other
46 device which discharges projectiles by any means, unless the device is unloaded and
47 stored so as not to be readily accessible or unless such use has been approved within
48 restricted areas by prior written permission of the commissioner of natural resources or
49 his or her authorized representative."

50 **SECTION 3.**

51 Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated,
52 relating to carrying and possession of firearms, is amended by revising Code
53 Section 16-11-125.1, relating to definitions, as follows:

54 "16-11-125.1.

55 As used in this part, the term:

56 (1) 'Handgun' means a firearm of any description, loaded or unloaded, from which any
57 shot, bullet, or other missile can be discharged by an action of an explosive where the
58 length of the barrel, not including any revolving, detachable, or magazine breech, does
59 not exceed 12 inches; provided, however, that the term 'handgun' shall not include a gun
60 which discharges a single shot of 0.46 centimeter or less in diameter.

61 (2) 'Knife' means a cutting instrument designed for the purpose of offense and defense
62 consisting of a blade that is greater than 12 inches in length which is fastened to a handle.

63 (2.1) 'Lawful carrier license' means a license issued pursuant to subparagraph (a)(1)(B)
64 of Code Section 16-11-129.

65 (3) 'License holder' means a person who holds a valid weapons carry license or lawful
66 carrier license.

67 (4) 'Long gun' means a firearm with a barrel length of at least 18 inches and overall
68 length of at least 26 inches designed or made and intended to be fired from the shoulder
69 and designed or made to use the energy of the explosive in a fixed:

70 (A) Shotgun shell to fire through a smooth bore either a number of ball shot or a single
71 projectile for each single pull of the trigger or from which any shot, bullet, or other
72 missile can be discharged; or

73 (B) Metallic cartridge to fire only a single projectile through a rifle bore for each single
74 pull of the trigger;

75 provided, however, that the term 'long gun' shall not include a gun which discharges a
76 single shot of 0.46 centimeter or less in diameter.

77 (5) 'Weapon' means a knife or handgun.

78 (6) 'Weapons carry license' or 'license' means a license issued pursuant to
79 subparagraph (a)(1)(A) of Code Section 16-11-129."

80 **SECTION 4.**

81 Said part is further amended by revising Code Section 16-11-126, relating to having or
82 carrying handguns, long guns, or other weapons, license requirement, and exceptions for
83 homes, motor vehicles, private property, and other locations and conditions, as follows:

84 "16-11-126.

85 (a) Any person who is not prohibited by law from possessing a handgun or long gun may
86 have or carry on his or her person a weapon or long gun ~~on his or her property or inside his~~
87 ~~or her home, motor vehicle, or place of business~~ without a valid weapons carry license.

88 ~~(b) Any person who is not prohibited by law from possessing a handgun or long gun may~~
89 ~~have or carry on his or her person a long gun without a valid weapons carry license,~~
90 ~~provided that if the long gun is loaded, it shall only be carried in an open and fully exposed~~
91 ~~manner.~~

92 ~~(c) Any person who is not prohibited by law from possessing a handgun or long gun may~~
93 ~~have or carry any handgun provided that it is enclosed in a case and unloaded.~~

94 ~~(d)(b)~~ Any person who is not prohibited by law from possessing a handgun or long gun
95 ~~who is eligible for a weapons carry license~~ may transport a handgun or long gun in any
96 private passenger motor vehicle; provided, however, that private property owners or
97 persons in legal control of private property through a lease, rental agreement, licensing
98 agreement, contract, or any other agreement to control access to such private property shall
99 have the right to exclude or eject a person who is in possession of a weapon or long gun
100 on their private property in accordance with paragraph (3) of subsection (b) of Code
101 Section 16-7-21, except as provided in Code Section 16-11-135.

102 ~~(e)(1)(A)(c)(1)~~ Any person licensed to carry a weapon in any other state whose laws
103 recognize and give effect to a license issued pursuant to this part shall be authorized to
104 carry a weapon in this state, but only while the licensee is not a resident of this state;
105 provided, however, that:

106 ~~(i) Such~~ such licensee licensed to carry a weapon in any other state shall carry the
107 weapon in compliance with the laws of this state; ~~and~~

108 ~~(ii) No other state shall be required to recognize and give effect to a license issued~~
109 ~~pursuant to this part that is held by a person who is younger than 21 years of age.~~

110 ~~(B)(2)~~ The Attorney General shall create and maintain on the Department of Law's
111 website a list of states whose laws recognize and give effect to a license issued pursuant
112 to this part.

113 ~~(2) Any person who is not a weapons carry license holder in this state and who is~~
114 ~~licensed to carry a weapon in any other state whose laws recognize and give effect to a~~
115 ~~license issued pursuant to this part shall be authorized to carry a weapon in this state for~~
116 ~~90 days after he or she becomes a resident of this state; provided, however, that such~~
117 ~~person shall carry the weapon in compliance with the laws of this state, shall as soon as~~
118 ~~practicable submit a weapons carry license application as provided for under Code~~

119 ~~Section 16-11-129, and shall remain licensed in such other state for the duration of time~~
120 ~~that he or she is a resident of this state but not a weapons carry license holder in this state.~~

121 ~~(f)(d)(1) Any person with a valid hunting or fishing license on his or her person, or any~~
122 ~~person not required by law to have a hunting or fishing license, who is engaged in legal~~
123 ~~hunting, fishing, or sport shooting when the person has the permission of the owner of~~
124 ~~the land on which the activities are being conducted may have or carry on his or her~~
125 ~~person a weapon or long gun without a valid weapons carry license while hunting,~~
126 ~~fishing, or engaging in sport shooting.~~

127 ~~(2) Any person with a valid hunting or fishing license on his or her person, or any person~~
128 ~~not required by law to have a hunting or fishing license, who is otherwise engaged in~~
129 ~~legal hunting, fishing, or sport shooting on recreational or wildlife management areas~~
130 ~~owned by this state may have or carry on his or her person a knife without a valid~~
131 ~~weapons carry license weapon or long gun while engaging in such hunting, fishing, or~~
132 ~~sport shooting.~~

133 ~~(g)(e) Notwithstanding Code Sections 12-3-10, 27-3-1.1, 27-3-6, and 16-12-122 through~~
134 ~~16-12-127, any person with a valid weapons carry license may carry a weapon in all parks,~~
135 ~~historic sites, or recreational areas, as such term is defined in Code Section 12-3-10,~~
136 ~~including all publicly owned buildings located in such parks, historic sites, and recreational~~
137 ~~areas, in wildlife management areas, and on public transportation; provided, however, that~~
138 ~~a person shall not carry a handgun into a place where it is prohibited by federal law.~~

139 ~~(h)(1) No person shall carry a weapon without a valid weapons carry license unless he~~
140 ~~or she meets one of the exceptions to having such license as provided in subsections (a)~~
141 ~~through (g) of this Code section.~~

142 ~~(2) A person commits the offense of carrying a weapon without a license when he or she~~
143 ~~violates the provisions of paragraph (1) of this subsection.~~

144 ~~(i) Upon conviction of the offense of carrying a weapon without a valid weapons carry~~
145 ~~license, a person shall be punished as follows:~~

146 ~~(1) For the first offense, he or she shall be guilty of a misdemeanor; and~~
147 ~~(2) For the second offense within five years, as measured from the dates of previous~~
148 ~~arrests for which convictions were obtained to the date of the current arrest for which a~~
149 ~~conviction is obtained, and for any subsequent offense, he or she shall be guilty of a~~
150 ~~felony and, upon conviction thereof, shall be imprisoned for not less than two years and~~
151 ~~not more than five years.~~
152 ~~(j) Nothing in this Code section shall in any way operate or be construed to affect, repeal,~~
153 ~~or limit the exemptions provided for under Code Section 16-11-130."~~

154 **SECTION 5.**

155 Said part is further amended by revising Code Section 16-11-127, relating to carrying
156 weapons in unauthorized locations, as follows:

157 "16-11-127.

158 (a) As used in this Code section, the term:

159 (1) 'Courthouse' means a building occupied by judicial courts and containing ~~rooms in~~
160 ~~which judicial proceedings are held~~ courtrooms.

161 (1.1) 'Courtrooms' means rooms in a courthouse in which judicial proceedings are held.

162 (2) 'Government building' means:

163 (A) The building in which a government entity is housed;

164 (B) The building where a government entity meets in its official capacity; provided,
165 however, that if such building is not a publicly owned building, such building shall be
166 considered a government building for the purposes of this Code section only during the
167 time such government entity is meeting at such building; or

168 (C) The portion of any building that is not a publicly owned building that is occupied
169 by a government entity.

170 (3) 'Government entity' means an office, agency, authority, department, commission,
 171 board, body, division, instrumentality, or institution of the state or any county, municipal
 172 corporation, consolidated government, or local board of education within this state.

173 (4) 'Parking facility' means real property owned or leased by a government entity,
 174 courthouse, jail, prison, or place of worship that has been designated by such government
 175 entity, courthouse, jail, prison, or place of worship for the parking of motor vehicles at
 176 a government building or at such courthouse, jail, prison, or place of worship.

177 (b) Except as provided in Code Section 16-11-127.1 and subsection (d) ~~or (e)~~ of this Code
 178 section, a person shall be guilty of carrying a weapon or long gun in an unauthorized
 179 location and punished as for a misdemeanor when he or she carries a weapon or long gun
 180 without being a lawful weapons carrier while:

181 (1) In a government building ~~as a nonlicense holder~~;

182 (2) In a courthouse;

183 (3) In a jail or prison;

184 (4) In a place of worship, ~~unless the governing body or authority of the place of worship~~
 185 ~~permits the carrying of weapons or long guns by license holders~~;

186 (5) In a state mental health facility as defined in Code Section 37-1-1 which admits
 187 individuals on an involuntary basis for treatment of mental illness, developmental
 188 disability, or addictive disease; provided, however, that carrying a weapon or long gun
 189 in such location in a manner in compliance with paragraph (3) of subsection (d) of this
 190 Code section shall not constitute a violation of this subsection; or

191 ~~(6) On the premises of a nuclear power facility, except as provided in Code Section~~
 192 ~~16-11-127.2, and the punishment provisions of Code Section 16-11-127.2 shall supersede~~
 193 ~~the punishment provisions of this Code section; or~~

194 ~~(7)~~ Within 150 feet of any polling place when elections are being conducted and such
 195 polling place is being used as a polling place as provided for in paragraph (27) of Code
 196 Section 21-2-2, except as provided in subsection (i) of Code Section 21-2-413.

197 (b.1)(1) Except as provided in Code Section 16-11-127.1 and paragraph (2) of this
198 subsection, a lawful carrier license holder shall be guilty of a misdemeanor offense of
199 carrying a weapon or long gun in an unauthorized location and punished by a fine no
200 greater than \$100.00 when he or she carries a weapon or long gun while:

201 (A) In a courtroom if the presiding judge in that courtroom prohibits the carrying of
202 weapons or long guns by lawful carrier license holders; or

203 (B) In a place of worship if the governing body or authority of the place of worship
204 prohibits the carrying of weapons or long guns by lawful carrier license holders.

205 (2) No violation of this subsection shall occur unless signage of the prohibition on
206 carrying a weapon or long gun is conspicuously posted at the entrance of the courtroom
207 or place of worship.

208 (c) A license holder or person recognized under subsection (e) of Code Section 16-11-126
209 Any lawful carrier license holder shall be authorized to carry a weapon as provided in Code
210 Section 16-11-135 and in every location in this state ~~not listed in subsection (b) or~~
211 ~~prohibited by subsection (e) of this Code section;~~ provided, however, that private property
212 owners or persons in legal control of private property through a lease, rental agreement,
213 licensing agreement, contract, or any other agreement to control access to such private
214 property shall have the right to exclude or eject a person who is in possession of a weapon
215 or long gun on ~~their~~ his or her private property in accordance with paragraph (3) of
216 subsection (b) of Code Section 16-7-21, except as provided in Code Section 16-11-135.
217 A violation of subsection (b) of this Code section shall not create or give rise to a civil
218 action for damages.

219 (d) Subsection (b) of this Code section shall not apply:

220 (1) To the use of weapons or long guns as exhibits in a legal proceeding, provided that
221 such weapons or long guns are secured and handled as directed by the personnel
222 providing courtroom security or the judge hearing the case;

223 (2) To a ~~license holder~~ an individual who approaches security or management personnel
224 upon arrival at a location described in subsection (b) of this Code section and notifies
225 such security or management personnel of the presence of the weapon or long gun and
226 explicitly follows the security or management personnel's direction for removing,
227 securing, storing, or temporarily surrendering such weapon or long gun; and

228 (3) To a weapon or long gun possessed by a ~~license holder~~ an individual which is under
229 the possessor's control in a motor vehicle or is in a locked compartment of a motor
230 vehicle or one which is in a locked container in or a locked firearms rack which is on a
231 motor vehicle and such vehicle is parked in a parking facility.

232 ~~(e)(1) A license holder shall be authorized to carry a weapon in a government building
233 when the government building is open for business and where ingress into such building
234 is not restricted or screened by security personnel. A license holder who enters or
235 attempts to enter a government building carrying a weapon where ingress is restricted or
236 screened by security personnel shall be guilty of a misdemeanor if at least one member
237 of such security personnel is certified as a peace officer pursuant to Chapter 8 of Title 35;
238 provided, however, that a license holder who immediately exits such building or
239 immediately leaves such location upon notification of his or her failure to clear security
240 due to the carrying of a weapon shall not be guilty of violating this subsection or
241 paragraph (1) of subsection (b) of this Code section. A person who is not a license holder
242 and who attempts to enter a government building carrying a weapon shall be guilty of a
243 misdemeanor.~~

244 ~~(2) Any license holder who violates subsection (b) of this Code section in a place of
245 worship shall not be arrested but shall be fined not more than \$100.00. Any person who
246 is not a license holder who violates subsection (b) of this Code section in a place of
247 worship shall be punished as for a misdemeanor.~~

248 ~~(f)(e)~~ Nothing in this Code section shall in any way operate or be construed to affect,
249 repeal, or limit the exemptions provided for under Code Section 16-11-130."

250

SECTION 6.

251 Said part is further amended by revising paragraph (2) of subsection (b) and paragraphs (7),
 252 (8), and (20) of and adding a new paragraph to subsection (c) of Code Section 16-11-127.1,
 253 relating to carrying weapons within school safety zones, at school functions, or on a bus or
 254 other transportation furnished by a school, as follows:

255 "(2) Except as provided for in paragraph (20) of subsection (c) of this Code section, any
 256 lawful carrier license holder who violates this subsection shall be guilty of a
 257 misdemeanor. Any person who is not a lawful carrier license holder who violates this
 258 subsection shall be guilty of a felony and, upon conviction thereof, be punished by a fine
 259 of not more than \$10,000.00, by imprisonment for not less than two nor more than ten
 260 years, or both."

261 "(6.1) A lawful carrier license holder when a local board of education has approved a
 262 policy permitting the possession of weapons or long guns by lawful carrier license
 263 holders within a school safety zone, at a school function, or on a bus or other
 264 transportation furnished by a school;

265 ~~(7) A person who is licensed in accordance with Code Section 16-11-129 or issued a~~
 266 ~~permit pursuant to Code Section 43-38-10; when such person carries or picks up a student~~
 267 ~~within a school safety zone, at a school function, or on a bus or other transportation~~
 268 ~~furnished by a school or a person who is licensed in accordance with Code Section~~
 269 ~~16-11-129 or issued a permit pursuant to Code Section 43-38-10 when he or she has any~~
 270 ~~weapon legally kept within a vehicle when such vehicle is parked within a school safety~~
 271 ~~zone or is in transit through a designated school safety zone;~~

272 (8) A weapon possessed by a ~~license holder~~ person which is under the possessor's control
 273 in a motor vehicle or which is in a locked compartment of a motor vehicle or one which
 274 is in a locked container in or a locked firearms rack which is on a motor vehicle which
 275 is being used by an adult over 21 years of age to bring to or pick up a student within a
 276 school safety zone, at a school function, or on a bus or other transportation furnished by

277 a school, or when such vehicle is used to transport someone to an activity being
278 conducted within a school safety zone which has been authorized by a duly authorized
279 official or local board of education as provided by paragraph (6) of this subsection;
280 ~~provided, however, that this exception shall not apply to a student attending a public or~~
281 ~~private elementary or secondary school;"~~

282 "(20)(A) Any ~~weapons~~ carry lawful carrier license holder when he or she is in any
283 building or on real property owned by or leased to any public technical school,
284 vocational school, college, or university, or other public institution of postsecondary
285 education; provided, however, that such exception shall:

286 (i) Not apply to buildings or property used for athletic sporting events or student
287 housing, including, but not limited to, fraternity and sorority houses;

288 (ii) Not apply to any preschool or childcare space located within such buildings or
289 real property;

290 (iii) Not apply to any room or space being used for classes related to a college and
291 career academy or other specialized school as provided for under Code
292 Section 20-4-37;

293 (iv) Not apply to any room or space being used for classes in which high school
294 students are enrolled through a dual enrollment program, including, but not limited
295 to, classes related to the 'Dual Enrollment Act' as provided for under Code
296 Section 20-2-161.3;

297 (v) Not apply to faculty, staff, or administrative offices or rooms where disciplinary
298 proceedings are conducted; and

299 ~~Only apply to the carrying of handguns which a licensee is licensed to carry~~
300 ~~pursuant to subsection (e) of Code Section 16-11-126 and pursuant to Code~~
301 ~~Section 16-11-129; and~~

302 ~~(vii)~~ Only apply to the carrying of handguns which are concealed.

303 (B) Any ~~weapons carry~~ lawful carrier license holder who carries a handgun in a
304 manner or in a building, property, room, or space in violation of this paragraph shall be
305 guilty of a misdemeanor; provided, however, that for a conviction of a first offense,
306 such ~~weapons carry~~ lawful carrier license holder shall be punished by a fine of \$25.00
307 and not be sentenced to serve any term of confinement.

308 (C) As used in this paragraph, the term:

309 (i) 'Concealed' means carried in such a fashion that does not actively solicit the
310 attention of others and is not prominently, openly, and intentionally displayed except
311 for purposes of defense of self or others. Such term shall include, but not be limited
312 to, carrying on one's person while such handgun is substantially, but not necessarily
313 completely, covered by an article of clothing which is worn by such person, carrying
314 within a bag of a nondescript nature which is being carried about by such person, or
315 carrying in any other fashion as to not be clearly discernible by the passive
316 observation of others.

317 (ii) 'Preschool or childcare space' means any room or continuous collection of rooms
318 or any enclosed outdoor facilities which are separated from other spaces by an
319 electronic mechanism or human-staffed point of controlled access and designated for
320 the provision of preschool or childcare services, including, but not limited to,
321 preschool or childcare services licensed or regulated under Article 1 of Chapter 1A
322 of Title 20."

323 **SECTION 7.**

324 Said part is further amended by revising Code Section 16-11-129, relating to weapons carry
325 license, gun safety information, temporary renewal permit, mandamus, and verification of
326 license, as follows:

327 "16-11-129.

328 (a) **Application for weapons carry license, lawful carrier license, or renewal license;**
329 **term.**

330 (1)(A) The judge of the probate court of each county shall, on application under oath,
331 on payment of a fee of \$30.00, and on investigation of the applicant pursuant to
332 subsections (b) and (d) of this Code section, issue a weapons carry license or renewal
333 license valid for a period of five years to any person whose domicile is in that county
334 or who is on active duty with the United States armed forces and who is not a
335 domiciliary of this state but who either resides in that county or on a military
336 reservation located in whole or in part in that county at the time of such application.
337 Such license or renewal license shall authorize that person to carry any weapon in any
338 county of this state notwithstanding any change in that person's county of residence or
339 state of domicile.

340 (B) The judge of the probate court of each county shall, upon application and payment
341 of a \$30.00 fee, issue a lawful carrier license valid for a period of five years to any
342 person who holds a weapons carry license or is licensed to carry a weapon in any other
343 state whose laws recognize and give effect to a license issued pursuant to subparagraph
344 (A) of this paragraph and who has completed a weapons training course as provided in
345 subsection (a.1) of this Code section.

346 (2)(A) As used in this paragraph, the term 'service member' means an active duty
347 member of the regular or reserve component of the United States Army, United States
348 Navy, United States Marine Corps, United States Coast Guard, United States Air Force,
349 United States National Guard, Georgia Army National Guard, or Georgia Air National
350 Guard.

351 ~~(B) Any service member whose weapons carry license or renewal license expired while~~
352 ~~such service member was serving on active duty outside this state shall be authorized~~
353 ~~to carry any weapon in accordance with such expired license for a period of six months~~

354 ~~from the date of his or her discharge from active duty or reassignment to a location~~
355 ~~within this state. When carrying a weapon pursuant to Code Section 16-11-137, the~~
356 ~~service member shall also have in his or her immediate possession a copy of the official~~
357 ~~military orders or a written verification signed by such service member's commanding~~
358 ~~officer which shall evidence that such service member is authorized to carry any~~
359 ~~weapon in accordance with such expired license for a period of six months from the~~
360 ~~date of his or her discharge from active duty or reassignment to a location within this~~
361 ~~state.~~

362 ~~(3)(A)(B)~~ Applicants shall submit the application for a weapons carry license, lawful
363 carrier license, or renewal license to the judge of the probate court on forms prescribed
364 and furnished free of charge to persons wishing to apply for the license or renewal
365 license.

366 ~~(B)(C)~~(i) An application shall be considered to be for a renewal license if the
367 applicant has a weapons carry license, lawful carrier license, or renewal license with
368 90 or fewer days remaining before the expiration of such ~~weapons carry~~ license or
369 renewal license or 30 or fewer days since the expiration of such ~~weapons carry~~ license
370 or renewal license regardless of the county of issuance of the applicant's expired or
371 expiring ~~weapons carry~~ license or renewal license.

372 (ii) An application of any service member whose weapons carry license, lawful
373 carrier license, or renewal license expired while such service member was serving on
374 active duty outside this state shall be considered to be for a renewal license if such
375 service member applies within six months from the date of his or her discharge from
376 active duty or reassignment to a location within this state as provided for in a copy of
377 such service member's official military orders or a written verification signed by such
378 service member's commanding officer as provided by the service member.

379 (iii) An applicant who is not a United States citizen shall provide sufficient personal
380 identifying data, including without limitation his or her place of birth and United

381 States issued alien or admission number, as the Georgia Bureau of Investigation may
382 prescribe by rule or regulation. An applicant who is in nonimmigrant status shall
383 provide proof of his or her qualifications for an exception to the federal firearm
384 prohibition pursuant to 18 U.S.C. Section 922(y). Forms shall be designed to elicit
385 information from the applicant pertinent to his or her eligibility under this Code
386 section, including citizenship, but shall not require data which is nonpertinent or
387 irrelevant, such as serial numbers or other identification capable of being used as a de
388 facto registration of firearms owned by the applicant. The Department of Public
389 Safety shall furnish application forms and license forms required by this Code section.
390 The forms shall be furnished to each judge of each probate court within this state at
391 no cost.

392 (a.1) **Gun safety information.**

393 (1) Upon receipt of an application for a weapons carry license, lawful carrier license, or
394 renewal license, the judge of the probate court may provide applicants printed
395 information on gun safety that is produced by any person or organization that, in the
396 discretion of the judge of the probate court, offers practical advice for gun safety. The
397 source of such printed information shall be prominently displayed on such printed
398 information.

399 (2) A weapons training course shall be required for issuance of a lawful carrier license.
400 Any application for a lawful carrier license shall be accompanied by an affidavit
401 completed by a course instructor certified by a nationally recognized organization that
402 customarily certifies firearms instructors or a person certified by the Georgia Peace
403 Officer Standards and Training Council as having successfully completed the course of
404 training required by Chapter 8 of Title 35, the 'Georgia Peace Officer Standards and
405 Training Act.' Such affidavit shall attest that the applicant has successfully completed
406 at least eight hours of a weapons training course consisting of face-to-face instruction on
407 state laws relating to firearms and the use of deadly force, the basic concepts of the safe

408 and responsible use of handguns, and self-defense principles and training in firing at least
409 50 rounds of ammunition.

410 (3) The Department of Natural Resources shall maintain on its principal, public website
411 information, or a hyperlink to information, which provides resources for information on
412 hunter education and classes and courses in this state that render instruction in gun safety.
413 No person shall be required to take such classes or courses for purposes of this Code
414 section where such information shall be provided solely for the convenience of the
415 citizens of this state.

416 ~~(3)~~(4) Neither the judge of the probate court nor the Department of Natural Resources
417 shall be liable to any person for personal injuries or damage to property arising from
418 conformance to this subsection.

419 (b) **Licensing exceptions.**

420 (1) As used in this subsection, the term:

421 (A) 'Armed forces' means active duty or a reserve component of the United States
422 Army, United States Navy, United States Marine Corps, United States Coast Guard,
423 United States Air Force, United States National Guard, Georgia Army National Guard,
424 or Georgia Air National Guard.

425 (B) 'Controlled substance' means any drug, substance, or immediate precursor included
426 in the definition of controlled substances in paragraph (4) of Code Section 16-13-21.

427 (C) 'Convicted' means an adjudication of guilt. Such term shall not include an order
428 of discharge and exoneration pursuant to Article 3 of Chapter 8 of Title 42.

429 (D) 'Dangerous drug' means any drug defined as such in Code Section 16-13-71.

430 (2) No weapons carry license shall be issued to:

431 (A) Any person younger than 21 years of age unless he or she:

432 (i) Is at least 18 years of age;

433 (ii) Provides proof that he or she has completed basic training in the armed forces of
434 the United States; and

- 435 (iii) Provides proof that he or she is actively serving in the armed forces of the United
436 States or has been honorably discharged from such service;
- 437 (B) Any person who has been convicted of a felony by a court of this state or any other
438 state; by a court of the United States, including its territories, possessions, and
439 dominions; or by a court of any foreign nation and has not been pardoned for such
440 felony by the President of the United States, the State Board of Pardons and Paroles,
441 or the person or agency empowered to grant pardons under the constitution or laws of
442 such state or nation;
- 443 (C) Any person against whom proceedings are pending for any felony;
- 444 (D) Any person who is a fugitive from justice;
- 445 (E) Any person who is prohibited from possessing or shipping a firearm in interstate
446 commerce pursuant to subsections (g) and (n) of 18 U.S.C. Section 922;
- 447 (F) Any person who has been convicted of an offense arising out of the unlawful
448 manufacture or distribution of a controlled substance or other dangerous drug;
- 449 (G) Any person who has had his or her weapons carry license revoked pursuant to
450 subsection (e) of this Code section within three years of the date of his or her
451 application;
- 452 (H) Any person who has been convicted of any of the following:
- 453 (i) Carrying a weapon without a weapons carry license in violation of Code
454 Section 16-11-126; or
- 455 (ii) Carrying a weapon or long gun in an unauthorized location in violation of Code
456 Section 16-11-127
- 457 and has not been free of all restraint or supervision in connection therewith and free of
458 any other conviction for at least five years immediately preceding the date of the
459 application;

460 (I) Any person who has been convicted of any misdemeanor involving the use or
461 possession of a controlled substance and has not been free of all restraint or supervision
462 in connection therewith or free of:

463 (i) A second conviction of any misdemeanor involving the use or possession of a
464 controlled substance; or

465 (ii) Any conviction under subparagraphs (E) through (G) of this paragraph
466 for at least five years immediately preceding the date of the application;

467 (J) Except as provided for in subsection (b.1) of this Code section, any person who has
468 been hospitalized as an inpatient in any mental hospital or alcohol or drug treatment
469 center within the five years immediately preceding the application. The judge of the
470 probate court may require any applicant to sign a waiver authorizing any mental
471 hospital or treatment center to inform the judge whether or not the applicant has been
472 an inpatient in any such facility in the last five years and authorizing the superintendent
473 of such facility to make to the judge a recommendation regarding whether the applicant
474 is a threat to the safety of others and whether a weapons carry license ~~to carry a weapon~~
475 should be issued. When such a waiver is required by the judge, the applicant shall pay
476 a fee of \$3.00 for reimbursement of the cost of making such a report by the mental
477 health hospital, alcohol or drug treatment center, or the Department of Behavioral
478 Health and Developmental Disabilities, which the judge shall remit to the hospital,
479 center, or department. The judge shall keep any such hospitalization or treatment
480 information confidential. It shall be at the discretion of the judge, considering the
481 circumstances surrounding the hospitalization and the recommendation of the
482 superintendent of the hospital or treatment center where the individual was a patient,
483 to issue the weapons carry license or renewal license;

484 (K) Except as provided for in subsection (b.1) of this Code section, any person who has
485 been adjudicated mentally incompetent to stand trial; or

486 (L) Except as provided for in subsection (b.1) of this Code section, any person who has
487 been adjudicated not guilty by reason of insanity at the time of the crime pursuant to
488 Part 2 of Article 6 of Chapter 7 of Title 17.

489 (b.1) **Petitions for relief from certain licensing exceptions.**

490 (1) Persons provided for under subparagraphs (b)(2)(J), (b)(2)(K), and (b)(2)(L) of this
491 Code section may petition the court in which such adjudication, hospitalization, or
492 treatment proceedings, if any, under Chapter 3 or 7 of Title 37 occurred for relief. A
493 copy of such petition for relief shall be served as notice upon the opposing civil party or
494 the prosecuting attorney for the state, as the case may be, or their successors, who
495 appeared in the underlying case. Within 30 days of the receipt of such petition, such
496 court shall hold a hearing on such petition for relief. Such prosecuting attorney for the
497 state may represent the interests of the state at such hearing.

498 (2) At the hearing provided for under paragraph (1) of this subsection, the court shall
499 receive and consider evidence in a closed proceeding concerning:

500 (A) The circumstances which caused the person to be subject to subparagraph (b)(2)(J),
501 (b)(2)(K), or (b)(2)(L) of this Code section;

502 (B) The person's mental health and criminal history records, if any. The judge of such
503 court may require any such person to sign a waiver authorizing the superintendent of
504 any mental hospital or treatment center to make to the judge a recommendation
505 regarding whether such person is a threat to the safety of others. When such a waiver
506 is required by the judge, the applicant shall pay a fee of \$3.00 for reimbursement of the
507 cost of making such a report by the mental health hospital, alcohol or drug treatment
508 center, or the Department of Behavioral Health and Developmental Disabilities, which
509 the judge shall remit to the hospital, center, or department;

510 (C) The person's reputation which shall be established through character witness
511 statements, testimony, or other character evidence; and

512 (D) Changes in the person's condition or circumstances since such adjudication,
513 hospitalization, or treatment proceedings under Chapter 3 or 7 of Title 37.

514 The judge shall issue an order of his or her decision no later than 30 days after the
515 hearing.

516 (3) The court shall grant the petition for relief if such court finds by a preponderance of
517 the evidence that the person will not likely act in a manner dangerous to public safety in
518 carrying a weapon and that granting the relief will not be contrary to the public interest.

519 A record shall be kept of the hearing; provided, however, that such records shall remain
520 confidential and be disclosed only to a court or to the parties in the event of an appeal.

521 Any appeal of the court's ruling on the petition for relief shall be de novo review.

522 (4) If the court grants such person's petition for relief, the applicable
523 subparagraph (b)(2)(J), (b)(2)(K), or (b)(2)(L) of this Code section shall not apply to such
524 person in his or her application for a weapons carry license or renewal; provided,
525 however, that such person shall comply with all other requirements for the issuance of
526 a weapons carry license or renewal license. The clerk of such court shall report such
527 order to the Georgia Crime Information Center immediately, but in no case later than ten
528 business days after the date of such order.

529 (5) A person may petition for relief under this subsection not more than once every two
530 years. In the case of a person who has been hospitalized as an inpatient, such person shall
531 not petition for relief prior to being discharged from such treatment.

532 (c) **Fingerprinting.** Following completion of the application for a weapons carry license,
533 the judge of the probate court shall require the applicant to proceed to an appropriate law
534 enforcement agency in the county or to any vendor approved by the Georgia Bureau of
535 Investigation for fingerprint submission services with the completed application so that
536 such agency or vendor can capture the fingerprints of the applicant. The law enforcement
537 agency shall be entitled to a fee of \$5.00 from the applicant for its services in connection

538 with fingerprinting and processing of an application. Fingerprinting shall not be required
539 for applicants seeking temporary renewal licenses or renewal licenses.

540 **(d) Investigation of applicant; issuance of weapons carry license; renewal.**

541 (1)(A) For weapons carry license applications, the judge of the probate court shall
542 within five business days following the receipt of the application or request direct the
543 law enforcement agency to request a fingerprint based criminal history records check
544 from the Georgia Crime Information Center and Federal Bureau of Investigation for
545 purposes of determining the suitability of the applicant and return an appropriate report
546 to the judge of the probate court. Fingerprints shall be in such form and of such quality
547 as prescribed by the Georgia Crime Information Center and under standards adopted
548 by the Federal Bureau of Investigation. The Georgia Bureau of Investigation may
549 charge such fee as is necessary to cover the cost of the records search.

550 (B) For requests for license renewals, the presentation of a weapons carry license
551 issued by any probate judge in this state shall be evidence to the judge of the probate
552 court to whom a request for license renewal is made that the fingerprints of the weapons
553 carry license holder are on file with the judge of the probate court who issued the
554 weapons carry license, and the judge of the probate court to whom a request for license
555 renewal is made shall, within five business days following the receipt of the request,
556 direct the law enforcement agency to request a nonfingerprint based criminal history
557 records check from the Georgia Crime Information Center and Federal Bureau of
558 Investigation for purposes of determining the suitability of the applicant and return an
559 appropriate report to the judge of the probate court to whom a request for license
560 renewal is made.

561 (2) For both weapons carry license applications and requests for license renewals, the
562 judge of the probate court shall within five business days following the receipt of the
563 application or request also direct the law enforcement agency, in the same manner as
564 provided for in subparagraph (B) of paragraph (1) of this subsection, to conduct a

565 background check using the Federal Bureau of Investigation's National Instant Criminal
566 Background Check System and return an appropriate report to the probate judge.

567 (3) When a person who is not a United States citizen applies for a weapons carry license
568 or renewal of a license under this Code section, the judge of the probate court shall direct
569 the law enforcement agency to conduct a search of the records maintained by United
570 States Immigration and Customs Enforcement and return an appropriate report to the
571 probate judge. As a condition to the issuance of a weapons carry license or ~~the license~~
572 renewal ~~of a license~~, an applicant who is in nonimmigrant status shall provide proof of
573 his or her qualifications for an exception to the federal firearm prohibition pursuant to 18
574 U.S.C. Section 922(y).

575 (4) The law enforcement agency shall report to the judge of the probate court within
576 20 days, by telephone and in writing, of any findings relating to the applicant which may
577 bear on his or her eligibility for a weapons carry license or renewal license under the
578 terms of this Code section. When no derogatory information is found on the applicant
579 bearing on his or her eligibility to obtain a weapons carry license or renewal license, a
580 report shall not be required. The law enforcement agency shall return the application
581 directly to the judge of the probate court within such time period. Not later than ten days
582 after the judge of the probate court receives the report from the law enforcement agency
583 concerning the suitability of the applicant for a weapons carry license, the judge of the
584 probate court shall issue such applicant a weapons carry license or renewal license ~~to~~
585 ~~carry any weapon~~ unless facts establishing ineligibility have been reported or unless the
586 judge determines such applicant has not met all the qualifications, is not of good moral
587 character, or has failed to comply with any of the requirements contained in this Code
588 section. The judge of the probate court shall date stamp the report from the law
589 enforcement agency to show the date on which the report was received by the judge of
590 the probate court. The judge of the probate court shall not suspend the processing of the

591 application or extend, delay, or avoid any time requirements provided for under this
592 paragraph.

593 (e) **Revocation, loss, or damage to license.**

594 (1) If, at any time during the period for which the weapons carry license was issued, the
595 judge of the probate court of the county in which the license was issued shall learn or
596 have brought to his or her attention in any manner any reasonable ground to believe the
597 licensee is not eligible to retain the license, the judge may, after notice and hearing,
598 revoke the license of the person upon a finding that such person is not eligible for a
599 weapons carry license pursuant to subsection (b) of this Code section or an adjudication
600 of falsification of application, mental incompetency, or chronic alcohol or narcotic usage.
601 The judge of the probate court shall report such revocation to the Georgia Crime
602 Information Center immediately but in no case later than ten days after such revocation.
603 It shall be unlawful for any person to possess a weapons carry license which has been
604 revoked pursuant to this paragraph, and any person found in possession of any such
605 revoked license, except in the performance of his or her official duties, shall be guilty of
606 a misdemeanor. After notice and hearing as provided for in this subsection for a
607 suspension of a weapons carry license, such judge shall revoke a lawful carrier license
608 of any person who is no longer eligible for a weapons carry license.

609 (2) If a person is convicted of any crime or otherwise adjudicated in a matter which
610 would make the maintenance of a weapons carry license by such person unlawful
611 pursuant to subsection (b) of this Code section, the judge of the superior court or state
612 court hearing such case or presiding over such matter shall inquire whether such person
613 is the holder of a weapons carry license. If such person is the holder of a weapons carry
614 license, then the judge of the superior court or state court shall inquire of such person the
615 county of the probate court which issued such weapons carry license, or if such person
616 has ever had his or her weapons carry license renewed, then of the county of the probate
617 court which most recently issued such person a renewal license. The judge of the

618 superior court or state court shall notify the judge of the probate court of such county of
619 the matter which makes the maintenance of a weapons carry license by such person to be
620 unlawful pursuant to subsection (b) of this Code section. The Council of Superior Court
621 Judges of Georgia and The Council of State Court Judges of Georgia shall provide by
622 rule for the procedures which judges of the superior court and the judges of the state
623 courts, respectively, are to follow for the purposes of this paragraph.

624 (3) Loss of any license issued in accordance with this Code section or damage to the
625 license in any manner which shall render it illegible shall be reported to the judge of the
626 probate court of the county in which it was issued within 48 hours of the time the loss or
627 damage becomes known to the license holder. The judge of the probate court shall
628 thereupon issue a replacement for and shall take custody of and destroy a damaged
629 license; and in any case in which a license has been lost, he or she shall issue a
630 cancellation order. The judge shall charge the fee specified in subsection (k) of Code
631 Section 15-9-60 for such services.

632 (4) Any person, upon petition to the judge of the probate court, who has a weapons carry
633 license, lawful carrier license, or renewal license with more than 90 days remaining
634 before the expiration of such weapons carry license or renewal license and who has had
635 a legal name change, including, but not limited to, on account of marriage or divorce, or
636 an address change shall be issued a replacement ~~weapons carry~~ license for the same time
637 period of the ~~weapons carry~~ license or renewal license being replaced. Upon issuance
638 and receipt of such replacement ~~weapons carry~~ license, the license holder shall surrender
639 the ~~weapons carry~~ license being replaced to the judge of the probate court and such judge
640 shall take custody of and destroy the ~~weapons carry~~ license being replaced. The judge
641 of the probate court shall provide for the updating of any records as necessary to account
642 for the license holder's change of name or address. The judge of the probate court shall
643 charge the fee specified in paragraph (13) of subsection (k) of Code Section 15-9-60 for
644 services provided under this paragraph.

645 (f) **Weapons carry license specifications.**

646 (1) Weapons carry licenses issued prior to January 1, 2012, shall be in the format
647 specified by the former provisions of this paragraph as they existed on June 30, 2013.

648 (2) On and after January 1, 2012, newly issued or renewal weapons carry licenses shall
649 incorporate overt and covert security features which shall be blended with the personal
650 data printed on the license to form a significant barrier to imitation, replication, and
651 duplication. There shall be a minimum of three different ultraviolet colors used to
652 enhance the security of the license incorporating variable data, color shifting
653 characteristics, and front edge only perimeter visibility. The weapons carry license shall
654 have a color photograph viewable under ambient light on both the front and back of the
655 license. The weapons carry license shall incorporate custom optical variable devices
656 featuring the great seal of the State of Georgia as well as matching demetalized optical
657 variable devices viewable under ambient light from the front and back of the license
658 incorporating microtext and unique alphanumeric serialization specific to the license
659 holder. The weapons carry license shall be of similar material, size, and thickness of a
660 credit card and have a holographic laminate to secure and protect the license for the
661 duration of the license period.

662 (3) Using the physical characteristics of the license set forth in paragraph (2) of this
663 subsection, The Council of Probate Court Judges of Georgia shall create specifications
664 for the probate courts so that all weapons carry licenses in this state shall be uniform and
665 so that probate courts can petition the Department of Administrative Services to purchase
666 the equipment and supplies necessary for producing such licenses. The department shall
667 follow the competitive bidding procedure set forth in Code Section 50-5-102.

668 (4) The Council of Probate Court Judges of Georgia shall create specifications for the
669 probate courts so that all lawful carrier licenses in this state shall be uniform and so that
670 probate courts can petition the Department of Administrative Services to purchase the

671 equipment and supplies necessary for producing such licenses. The department shall
672 follow the competitive bidding procedure set forth in Code Section 50-5-102.

673 (g) **Alteration or counterfeiting of license; penalty.** A person who deliberately alters
674 or counterfeits a weapons carry license or lawful carrier license or who possesses an altered
675 or counterfeit weapons carry license or lawful carrier license with the intent to misrepresent
676 any information contained in such license shall be guilty of a felony and, upon conviction
677 thereof, shall be punished by imprisonment for a period of not less than one nor more than
678 five years.

679 (h) **Licenses for former law enforcement officers.**

680 (1) Except as otherwise provided in Code Section 16-11-130, any person who has served
681 as a law enforcement officer for at least:

682 (A) Ten of the 12 years immediately preceding the retirement of such person as a law
683 enforcement officer; or

684 (B) Ten years and left such employment as a result of a disability arising in the line of
685 duty; and

686 retired or left such employment in good standing with a state or federal certifying agency
687 and receives benefits under the Peace Officers' Annuity and Benefit Fund provided for
688 under Chapter 17 of Title 47 or from a county, municipal, State of Georgia, state
689 authority, federal, private sector, individual, or educational institution retirement system
690 or program shall be entitled to be issued a weapons carry license as provided for in this
691 Code section without the payment of any of the fees provided for in this Code section.

692 (2) Such person as provided for in paragraph (1) of this subsection shall comply with all
693 the other provisions of this Code section relative to the issuance of such licenses,
694 including, but not limited to the requirements under paragraph (2) of subsection (b) of
695 this Code section. Any person seeking to be issued a license pursuant to this subsection
696 shall state his or her qualifications for eligibility under this subsection on his or her
697 application under oath as provided for in subsection (a) of this Code section.

698 (3) As used in this subsection, the term 'law enforcement officer' means any peace officer
699 who is employed by the United States government or by the State of Georgia or any
700 political subdivision thereof and who is required by the terms of his or her employment,
701 whether by election or appointment, to give his or her full time to the preservation of
702 public order or the protection of life and property or the prevention of crime. Such term
703 shall include game wardens.

704 (i) **Temporary renewal licenses.**

705 (1) Any person who holds a weapons carry license or lawful carrier license under this
706 Code section may, at the time he or she applies for a renewal of the license, also apply
707 for a temporary renewal license if less than 90 days remain before expiration of the
708 license he or she then holds or if the previous license has expired within the last 30 days.

709 (2) Unless the judge of the probate court knows or is made aware of any fact which
710 would make the applicant ineligible for a five-year renewal license, the judge shall at the
711 time of application issue a temporary renewal license to the applicant.

712 (3) Such a temporary renewal license shall be in the form of a paper receipt indicating
713 the date on which the court received the renewal application and shall show the name,
714 address, sex, age, and race of the applicant and that the temporary renewal license expires
715 90 days from the date of issue.

716 (4) During its period of validity the temporary renewal license, if carried on or about the
717 holder's person together with the holder's previous license, shall be valid in the same
718 manner and for the same purposes as a five-year license.

719 (5) A \$1.00 fee shall be charged by the probate court for issuance of a temporary renewal
720 license.

721 (6) A temporary renewal license may be revoked in the same manner as a five-year
722 license.

723 (j) **Applicant may seek relief.** When an eligible applicant fails to receive a weapons
724 carrier license, lawful carrier license, temporary renewal license, or renewal license within

725 the time period required by this Code section and the application or request has been
726 properly filed, the applicant may bring an action in mandamus or other legal proceeding
727 in order to obtain a weapons carrier license, lawful carrier license, temporary renewal
728 license, or renewal license. When an applicant is otherwise denied a weapons carrier
729 license, lawful carrier license, temporary renewal license, or renewal license and contends
730 that he or she is qualified to be issued a weapons carrier license, lawful carrier license,
731 temporary renewal license, or renewal license, the applicant may bring an action in
732 mandamus or other legal proceeding in order to obtain such license. Additionally, the
733 applicant may request a hearing before the judge of the probate court relative to the
734 applicant's fitness to be issued such license. Upon the issuance of a denial, the judge of the
735 probate court shall inform the applicant of his or her rights pursuant to this subsection. If
736 such applicant is the prevailing party, he or she shall be entitled to recover his or her costs
737 in such action, including reasonable attorney's fees.

738 (k) **Data base prohibition.** A person or entity shall not create or maintain a
739 multijurisdictional data base of information regarding persons issued weapons carry
740 licenses.

741 (l) **Verification of license.** The judge of a probate court or his or her designee shall be
742 authorized to verify the legitimacy and validity of a weapons carry license or lawful carrier
743 license of a license holder pursuant to a subpoena or court order, for public safety purposes
744 to law enforcement agencies pursuant to paragraph (40) of subsection (a) of Code Section
745 50-18-72, and for licensing to a judge of a probate court or his or her designee pursuant to
746 paragraph (40) of subsection (a) of Code Section 50-18-72; provided, however, that the
747 judge of a probate court or his or her designee shall not be authorized to provide any further
748 information regarding license holders."

749

SECTION 8.

750 Said part is further amended by revising Code Section 16-11-130, relating to exemptions
751 from Code Sections 16-11-126 through 16-11-127.2, as follows:

752 "16-11-130.

753 (a) Except to the extent provided for in subsection (c.1) of this Code section, Code
754 Sections ~~16-11-126~~ 16-11-127 through 16-11-127.2 shall not apply to or affect any of the
755 following persons if such persons are employed in the offices listed below or when
756 authorized by federal or state law, regulations, or order:

757 (1) Peace officers, as such term is defined in paragraph (11) of Code Section 16-1-3, and
758 retired peace officers so long as they remain certified whether employed by the state or
759 a political subdivision of the state or another state or a political subdivision of another
760 state but only if such other state provides a similar privilege for the peace officers of this
761 state;

762 (2) Wardens, superintendents, and keepers of correctional institutions, jails, or other
763 institutions for the detention of persons accused or convicted of an offense; and

764 (3) Persons in the military service of the state or of the United States;

765 ~~(4) Persons employed in fulfilling defense contracts with the government of the United
766 States or agencies thereof when possession of the weapon or long gun is necessary for
767 manufacture, transport, installation, and testing under the requirements of such contract;~~

768 ~~(5) District attorneys, investigators employed by and assigned to a district attorney's
769 office, assistant district attorneys, attorneys or investigators employed by the Prosecuting
770 Attorneys' Council of the State of Georgia, and any retired district attorney, assistant
771 district attorney, district attorney's investigator, or attorney or investigator retired from
772 the Prosecuting Attorneys' Council of the State of Georgia, if such employee is retired in
773 good standing and is receiving benefits under Title 47 or is retired in good standing and
774 receiving benefits from a county or municipal retirement system;~~

775 ~~(6) State court solicitors-general; investigators employed by and assigned to a state court~~
776 ~~solicitor-general's office; assistant state court solicitors-general; the corresponding~~
777 ~~personnel of any city court expressly continued in existence as a city court pursuant to~~
778 ~~Article VI, Section X, Paragraph I, subparagraph (5) of the Constitution; and the~~
779 ~~corresponding personnel of any civil court expressly continued as a civil court pursuant~~
780 ~~to said provision of the Constitution;~~
781 ~~(7) Those employees of the State Board of Pardons and Paroles when specifically~~
782 ~~designated and authorized in writing by the members of the State Board of Pardons and~~
783 ~~Paroles to carry a weapon or long gun;~~
784 ~~(8) The Attorney General and those members of his or her staff whom he or she~~
785 ~~specifically authorizes in writing to carry a weapon or long gun;~~
786 ~~(9) Community supervision officers employed by and under the authority of the~~
787 ~~Department of Community Supervision when specifically designated and authorized in~~
788 ~~writing by the commissioner of community supervision;~~
789 ~~(10) Public safety directors of municipal corporations;~~
790 ~~(11) Explosive ordnance disposal technicians, as such term is defined by Code~~
791 ~~Section 16-7-80, and persons certified as provided in Code Section 35-8-13 to handle~~
792 ~~animals trained to detect explosives, while in the performance of their duties;~~
793 ~~(12) Federal judges, Justices of the Supreme Court, Judges of the Court of Appeals,~~
794 ~~judges of superior, state, probate, juvenile, and magistrate courts, full-time judges of~~
795 ~~municipal and city courts, permanent part-time judges of municipal and city courts, and~~
796 ~~administrative law judges;~~
797 ~~(12.1) Former federal judges, Justices of the Supreme Court, Judges of the Court of~~
798 ~~Appeals, judges of superior, state, probate, juvenile, and magistrate courts, full-time~~
799 ~~judges of municipal and city courts, permanent part-time judges of municipal courts, and~~
800 ~~administrative law judges who are retired from their respective offices, provided that such~~
801 ~~judge or Justice would otherwise be qualified to be issued a weapons carry license;~~

802 ~~(12.2) Former federal judges, Justices of the Supreme Court, Judges of the Court of~~
803 ~~Appeals, judges of superior, state, probate, juvenile, and magistrate courts, full-time~~
804 ~~judges of municipal and city courts, permanent part-time judges of municipal courts, and~~
805 ~~administrative law judges who are no longer serving in their respective office, provided~~
806 ~~that he or she served as such judge or Justice for more than 24 months; and provided,~~
807 ~~further, that such judge or Justice would otherwise be qualified to be issued a weapons~~
808 ~~carry license;~~

809 ~~(13) United States Attorneys and Assistant United States Attorneys;~~

810 ~~(14) County medical examiners and coroners and their sworn officers employed by~~
811 ~~county government;~~

812 ~~(15) Clerks of the superior courts; and~~

813 ~~(16) Constables employed by a magistrate court of this state.~~

814 ~~(b) Except to the extent provided for in subsection (c.1) of this Code section, Code~~
815 ~~Sections 16-11-126 through 16-11-127.2 shall not apply to or affect persons who at the~~
816 ~~time of their retirement from service with the Department of Community Supervision were~~
817 ~~community supervision officers, when specifically designated and authorized in writing by~~
818 ~~the commissioner of community supervision.~~

819 ~~(c)(b)(1)~~ As used in this subsection, the term 'courthouse' means a building or annex
820 occupied by judicial courts and containing rooms in which judicial proceedings are held.

821 (2) Except to the extent provided for in subsection (c.1) of this Code section, Code
822 Sections ~~16-11-126~~ 16-11-127 through 16-11-127.2 shall not apply to or affect any:

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

829 (B) Member of the Georgia State Patrol, agent of the Georgia Bureau of Investigation,
830 retired member of the Georgia State Patrol, or retired agent of the Georgia Bureau of
831 Investigation if such retired member or agent is receiving benefits under the Employees'
832 Retirement System;

833 (C) Full-time law enforcement chief executive engaging in the management of a
834 county, municipal, state, state authority, or federal law enforcement agency in the State
835 of Georgia, including any college or university law enforcement chief executive who
836 is registered or certified by the Georgia Peace Officer Standards and Training Council;
837 or retired law enforcement chief executive who formerly managed a county, municipal,
838 state, state authority, or federal law enforcement agency in the State of Georgia,
839 including any college or university law enforcement chief executive who was registered
840 or certified at the time of his or her retirement by the Georgia Peace Officer Standards
841 and Training Council, if such retired law enforcement chief executive is receiving
842 benefits under the Peace Officers' Annuity and Benefit Fund provided under Chapter 17
843 of Title 47 or is retired in good standing and receiving benefits from a county,
844 municipal, State of Georgia, state authority, or federal retirement system;

845 (D) Police officer of any county, municipal, state, state authority, or federal law
846 enforcement agency in the State of Georgia, including any college or university police
847 officer who is registered or certified by the Georgia Peace Officer Standards and
848 Training Council, or retired police officer of any county, municipal, state, state
849 authority, or federal law enforcement agency in the State of Georgia, including any
850 college or university police officer who was registered or certified at the time of his or
851 her retirement by the Georgia Peace Officer Standards and Training Council, if such
852 retired police officer is receiving benefits under the Peace Officers' Annuity and Benefit
853 Fund provided under Chapter 17 of Title 47 or is retired in good standing and receiving
854 benefits from a county, municipal, State of Georgia, state authority, or federal
855 retirement system; or

- 856 (E) Person who is a citizen of this state and:
- 857 (i) Has retired with at least ten years of aggregate service as a law enforcement
858 officer with powers of arrest under the laws of any state of the United States or of the
859 United States;
- 860 (ii) Separated from service in good standing, as determined by criteria established by
861 the Georgia Peace Officer Standards and Training Council, from employment with
862 his or her most recent law enforcement agency; and
- 863 (iii) Possesses on his or her person an identification card for retired law enforcement
864 officers as issued by the Georgia Peace Officer Standards and Training Council;
865 provided, however, that such person meets the standards for the issuance of such card
866 as provided for by the council, including, but not limited to, maintenance of
867 qualification in firearms training.

868 In addition, any such sheriff, retired sheriff, deputy sheriff, retired deputy sheriff, member
869 or retired member of the Georgia State Patrol, agent or retired agent of the Georgia
870 Bureau of Investigation, officer or retired officer of the Department of Natural Resources,
871 active or retired law enforcement chief executive, person who is a retired law
872 enforcement officer as provided for in paragraph (2) of this subsection, or other law
873 enforcement officer referred to in this subsection shall be authorized to carry a handgun
874 on or off duty anywhere within this state, including, but not limited to, in a courthouse
875 except to the extent provided for in subsection (c.1) of this Code section, and Code
876 Sections ~~16-11-126~~ 16-11-127 through 16-11-127.2 shall not apply to the carrying of
877 such firearms.

878 (c.1)(1) As used in the subsection, the term:

879 (A) 'Active' means nonretired.

880 (B) 'Courthouse' means a building or annex occupied by judicial courts and containing
881 rooms in which judicial proceedings are held.

882 (C) 'Law enforcement agency' means sheriffs or any unit, organ, or department of this
883 state, or a subdivision or municipality thereof, whose functions by law include the
884 enforcement of criminal or traffic laws; the preservation of public order; the protection
885 of life and property; the prevention, detection, or investigation of crime; or court
886 security that is providing security for a courthouse.

887 (D) 'Law enforcement personnel' means sheriffs or deputy sheriffs or peace officers
888 employed by a law enforcement agency.

889 (2)(A) Pursuant to a security plan implemented by law enforcement personnel,
890 including as provided for under a comprehensive plan as provided for in subsection (a)
891 of Code Section 15-16-10, the law enforcement agency with jurisdiction over a
892 courthouse may provide for facilities or the means for the holding of weapons carried
893 by persons enumerated under this Code section, except as provided for in paragraph (3)
894 of this subsection, provided that ingress to such courthouse is actively restricted or
895 screened by law enforcement personnel and such facilities or means are located in the
896 immediate proximity of the area which is restricted or screened by such law
897 enforcement personnel.

898 (B) If the requirements of this paragraph are met, the persons enumerated under this
899 Code section shall, except as provided for in paragraph (3) of this subsection, upon
900 request of law enforcement personnel place his or her weapons in such holding with
901 law enforcement personnel while such persons are within the restricted or screened
902 area. Upon request of any person enumerated under this Code section, in preparation
903 for his or her exit from the restricted or screened area, law enforcement personnel shall
904 immediately provide for the return of the person's weapons which are in holding.

905 (3) Notwithstanding a security plan implemented by law enforcement personnel,
906 including as provided for under a comprehensive plan as provided for in subsection (a)
907 of Code Section 15-16-10, active law enforcement officers referred to in subsection (c)
908 of this Code section shall be authorized to carry their service ~~handguns and~~ weapons in

909 any courthouse if they are wearing the assigned uniform of their law enforcement office
910 or have the official badge and identification credentials issued to them by their law
911 enforcement office displayed and plainly visible on their person while in the performance
912 of their official duties.

913 (d) A prosecution based upon a violation of Code Section ~~16-11-126~~ or 16-11-127 need
914 not negative any exemptions."

915 **SECTION 9.**

916 Said part is further amended by revising subsection (c) of Code Section 16-11-130.1, relating
917 to allowing personnel to carry weapons within certain school safety zones and at school
918 functions, as follows:

919 "(c) Any personnel selected to possess or carry weapons within a school safety zone, at a
920 school function, or on a bus or other transportation furnished by a school shall be a
921 weapons carry license holder, and the local board of education shall be responsible for
922 conducting a criminal history background check of such personnel annually to determine
923 whether such personnel remains qualified to be a weapons carry license holder."

924 **SECTION 10.**

925 Said part is further amended by revising subsection (b) of Code Section 16-11-130.2, relating
926 to carrying a weapon or long gun at a commercial service airport, as follows:

927 "(b) A person who is not a weapons carry license holder and who violates this Code
928 section shall be guilty of a misdemeanor. A weapons carry license holder who violates this
929 Code section shall be guilty of a misdemeanor; provided, however, that a weapons carry
930 license holder who is notified at the screening checkpoint for the restricted access area that
931 he or she is in possession of a weapon or long gun and who immediately leaves the
932 restricted access area following such notification and completion of federally required

933 transportation security screening procedures shall not be guilty of violating this Code
934 section."

935 **SECTION 11.**

936 Said part is further amended by revising subsection (b) of Code Section 16-11-135, relating
937 to public or private employer's parking lots, right of privacy in vehicles in employer's parking
938 lot or invited guests on lot, severability, and rights of action, as follows:

939 "(b) Except as provided in this Code section, no private or public employer, including the
940 state and its political subdivisions, shall condition employment upon any agreement by a
941 prospective employee that prohibits an employee from entering the parking lot and access
942 thereto when the employee's privately owned motor vehicle contains a firearm or
943 ammunition, or both, that is locked out of sight within the trunk, glove box, or other
944 enclosed compartment or area within such privately owned motor vehicle, ~~provided that~~
945 ~~any applicable employees possess a Georgia weapons carry license."~~

946 **SECTION 12.**

947 Said part is further amended by revising Code Section 16-11-137, relating to required
948 possession of weapons carry license or proof of exemption when carrying a weapon and
949 detention for investigation of carrying permit, as follows:

950 "16-11-137.

951 ~~(a) Every license holder shall have his or her valid weapons carry license in his or her~~
952 ~~immediate possession at all times when carrying a weapon, or if such person is exempt~~
953 ~~from having a weapons carry license pursuant to Code Section 16-11-130 or subsection (c)~~
954 ~~of Code Section 16-11-127.1, he or she shall have proof of his or her exemption in his or~~
955 ~~her immediate possession at all times when carrying a weapon, and his or her failure to do~~
956 ~~so shall be prima-facie evidence of a violation of the applicable provision of Code~~
957 ~~Sections 16-11-126 through 16-11-127.2.~~

958 (b) A person carrying a weapon shall not be subject to detention for the sole purpose of
959 investigating whether such person has a weapons carry license, whether such person is
960 exempt from having a weapons carry license pursuant to Code Section 16-11-130 or
961 subsection (c) of Code Section 16-11-127.1, or whether such person has a lawful carrier
962 license.

963 ~~(c) A person convicted of a violation of this Code section shall be fined not more than~~
964 ~~\$10.00 if he or she produces in court his or her weapons carry license, provided that it was~~
965 ~~valid at the time of his or her arrest, or produces proof of his or her exemption."~~

966 **SECTION 13.**

967 Part 2 of Article 4 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated,
968 relating to transportation passenger safety, is amended by revising subsection (b) of Code
969 Section 16-12-123, relating to bus or rail vehicle hijacking, boarding with concealed weapon,
970 and company use of reasonable security measures, as follows:

971 "(b) Any person who boards or attempts to board an aircraft, bus, or rail vehicle with any
972 explosive, destructive device, or hoax device as such ~~term is~~ terms are defined in Code
973 Section 16-7-80; ~~firearm for which such person does not have on his or her person a valid~~
974 ~~weapons carry license issued pursuant to Code Section 16-11-129 unless~~ weapon or long
975 gun as such terms are defined in Code Section 16-11-125.1 if possessing such firearm is
976 prohibited by federal law; hazardous substance as defined by Code Section 12-8-92; ~~or~~
977 ~~knife~~ or other device designed or modified for the purpose of offense and defense
978 concealed on or about his or her person or property which is or would be accessible to such
979 person while on the aircraft, bus, or rail vehicle shall be guilty of a felony and, upon
980 conviction thereof, shall be sentenced to imprisonment for not less than one nor more than
981 ten years. The prohibition of this subsection shall not apply to any law enforcement
982 officer, peace officer retired from a state or federal law enforcement agency, person in the
983 military service of the state or of the United States, or commercial security personnel

984 employed by the transportation company who is in possession of weapons used within the
 985 course and scope of employment; nor shall the prohibition apply to persons transporting
 986 weapons contained in baggage which is not accessible to passengers if the presence of such
 987 weapons has been declared to the transportation company and such weapons have been
 988 secured in a manner prescribed by state or federal law or regulation for the purpose of
 989 transportation or shipment. The provisions of this subsection shall not apply to any
 990 privately owned aircraft, bus, or rail vehicle if the owner of such aircraft or vehicle has
 991 given his or her express permission to board the aircraft or vehicle with the item."

992 **SECTION 14.**

993 Said part is further amended by revising subsection (a) of Code Section 16-12-127, relating
 994 to prohibition on firearms, hazardous substances, knives, or other devices, penalty, and
 995 affirmative defenses, as follows:

996 "(a) It shall be unlawful for any person, with the intention of avoiding or interfering with
 997 a security measure or of introducing into a terminal any explosive, destructive device, or
 998 hoax device as such terms are defined in Code Section 16-7-80; ~~firearm for which such~~
 999 ~~person does not have on his or her person a valid weapons carry license issued pursuant to~~
 1000 ~~Code Section 16-11-129 unless~~ weapon or long gun as such terms are defined in Code
 1001 Section 16-11-125.1 if possessing such firearm is prohibited by federal law; hazardous
 1002 substance as defined by Code Section 12-8-92; ~~or knife~~ or other device designed or
 1003 modified for the purpose of offense and defense, to:

- 1004 (1) Have any such item on or about his or her person; or
 1005 (2) Place or cause to be placed or attempt to place or cause to be placed any such item:
 1006 (A) In a container or freight of a transportation company;
 1007 (B) In the baggage or possessions of any person or any transportation company without
 1008 the knowledge of the passenger or transportation company; or
 1009 (C) Aboard such aircraft, bus, or rail vehicle."

1010 **SECTION 15.**

1011 Title 27 of the Official Code of Georgia Annotated, relating to game and fish, is amended by
1012 revising paragraphs (1) and (2) of Code Section 27-3-1.1, relating to acts prohibited on
1013 wildlife management areas, as follows:

1014 ~~"(1) To possess a firearm other than a handgun, as such term is defined in Code Section~~
1015 ~~16-11-125.1, during a closed hunting season for that area unless such firearm is unloaded~~
1016 ~~and stored in a motor vehicle so as not to be readily accessible or to possess a handgun~~
1017 ~~during a closed hunting season for that area unless such person possesses a valid weapons~~
1018 ~~carry license issued pursuant to Code Section 16-11-129 Reserved;~~

1019 ~~(2) To possess a loaded firearm other than a handgun, as such term is defined in Code~~
1020 ~~Section 16-11-125.1, in a motor vehicle during a legal open hunting season for that area~~
1021 ~~or to possess a loaded handgun in a motor vehicle during a legal open hunting season for~~
1022 ~~that area unless such person possesses a valid weapons carry license issued pursuant to~~
1023 ~~Code Section 16-11-129 Reserved;"~~

1024 **SECTION 16.**

1025 Said title is further amended by revising Code Section 27-3-6, relating to possession of
1026 firearm while hunting with bow and arrow, as follows:

1027 ~~"27-3-6.~~

1028 ~~It shall be unlawful for any person to possess any center-fire or rimfire firearm other than~~
1029 ~~a handgun, as such term is defined in Code Section 16-11-125.1, while hunting with a bow~~
1030 ~~and arrow during archery or primitive weapons season for deer or while hunting with a~~
1031 ~~muzzleloading firearm during a primitive weapons season for deer or to possess a loaded~~
1032 ~~handgun while hunting with a bow and arrow during archery or primitive weapons season~~
1033 ~~for deer or while hunting with a muzzleloading firearm during primitive weapons season~~
1034 ~~for deer unless such person possesses a valid weapons carry license issued pursuant to~~
1035 ~~Code Section 16-11-129. Reserved."~~

1036

SECTION 17.

1037 Said title is further amended by revising paragraphs (1) and (2) of subsection (a) of Code
 1038 Section 27-4-11.1, relating to possession of firearms and intoxication on public fishing areas,
 1039 fishing in closed fishing areas, and other restrictions in public fishing areas, as follows:

1040 ~~"(1) To possess a firearm other than a handgun, as such term is defined in Code Section~~
 1041 ~~16-11-125.1, during a closed hunting season for that area unless such firearm is unloaded~~
 1042 ~~and stored in a motor vehicle so as not to be readily accessible or to possess a handgun~~
 1043 ~~during a closed hunting season for that area unless such person possesses a valid weapons~~
 1044 ~~carry license issued pursuant to Code Section 16-11-129 Reserved;~~

1045 (2) ~~To possess a loaded firearm other than a handgun, as such term is defined in Code~~
 1046 ~~Section 16-11-125.1, in a motor vehicle during a legal open hunting season for that area~~
 1047 ~~or to possess a loaded handgun in a motor vehicle during a legal open hunting season for~~
 1048 ~~that area unless such person possesses a valid weapons carry license issued pursuant to~~
 1049 ~~Code Section 16-11-129 Reserved; or"~~

1050

SECTION 18.

1051 Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general
 1052 provisions applicable to counties, municipal corporations, and other governmental entities,
 1053 is amended by adding a new Code section to read as follows:

1054 "36-80-29.

1055 (a) As used in this Code section, the term:

1056 (1) 'Anti-firearms policy' means any regulation, rule, policy, or practice adopted by a
 1057 local governing body which prohibits or restricts the possession, use, sale, or transfer of
 1058 firearms above those restrictions or prohibitions required under federal or state law.

1059 (2) 'Firearm' means any handgun or long gun.

1060 (3) 'Handgun' shall have the same meaning as set forth in Code Section 16-11-125.1.

1061 (4) 'Local governing body' means any political subdivision of this state, including any
1062 county, consolidated government, municipality, authority, school district, commission,
1063 board, or any other local public body corporate, governmental unit, or political
1064 subdivision.

1065 (5) 'Long gun' shall have the same meaning as set forth in Code Section 16-11-125.1.

1066 (b) No local governing body, whether acting through its governing body or by an initiative,
1067 referendum, or any other process, shall enact, adopt, implement, or enforce any
1068 anti-firearms policy.

1069 (c)(1) Any person residing in the jurisdiction of a local governing body may file a
1070 complaint with the Attorney General if the person asserts facts supporting an allegation
1071 that such local governing body has violated this Code section. The person must include
1072 a sworn statement with the complaint stating that to the best of the person's knowledge,
1073 all of the facts asserted in the complaint are true and correct.

1074 (2) If the Attorney General determines that a complaint filed under this subsection is
1075 valid, the Attorney General may file a petition for a writ of mandamus or apply for other
1076 appropriate legal or equitable relief in the superior court of the county in which the local
1077 governing body is located to compel the local governing body that is suspected of
1078 violating this Code section to comply with this Code section.

1079 (3) Any local governing body failing to comply with a writ of mandamus issued in
1080 accordance with this Code section shall no longer be considered a qualified local
1081 government pursuant to Chapter 8 of Title 50 and shall be disqualified from grants or
1082 loans available to any qualified local government.

1083 (d) As an alternative to the remedy provided for in subsection (c) of this Code section, any
1084 person residing in the jurisdiction of a local governing body may file a petition for other
1085 appropriate legal or equitable relief in the superior court of the county in which the local
1086 governing body is located to compel compliance with this Code section by the local

1087 governing body. A prevailing plaintiff in such an action shall be entitled to his or her costs,
1088 including reasonable attorney's fees, plus the greater of actual damages or \$100.00."

1089 **SECTION 19.**

1090 Article 4 of Chapter 2 of Title 38 of the Official Code of Georgia Annotated, relating to
1091 active duty powers of the military, is amended by revising Code Section 38-2-301, relating
1092 to closing places where firearms and ammunition sold, where disorder likely to occur, and
1093 penalty for not obeying closing order, as follows:

1094 "38-2-301.

1095 Reserved.

1096 ~~(a) Whenever any force of the organized militia is or has been called out for the~~
1097 ~~performance of any duty under Code Section 38-2-6, it shall be lawful for the commanding~~
1098 ~~officer of the force, if in his judgment the maintenance of law and order in the area into~~
1099 ~~which the force has been ordered will be promoted thereby, to close places where arms and~~
1100 ~~ammunition are sold and all places where disorder is likely to occur.~~

1101 ~~(b) Any person who sells or dispenses arms or ammunition in violation of an order of a~~
1102 ~~commanding officer under the authority of subsection (a) of this Code section or who~~
1103 ~~maintains a place ordered to be closed under such authority shall be guilty of a felony and,~~
1104 ~~upon conviction thereof, shall be punished by imprisonment for not less than two nor more~~
1105 ~~than five years."~~

1106 **SECTION 20.**

1107 Part 2 of Article 10 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated,
1108 relating to parking for persons with disabilities, is amended by revising paragraph (4) of
1109 subsection (b) of Code Section 40-6-228, relating to enforcement of parking for persons with
1110 disabilities, as follows:

1111 ~~“(4) Have the power to possess and carry firearms and other weapons for the purpose of~~
1112 ~~enforcing the parking laws for persons with disabilities; provided, however, that a person~~
1113 ~~who possesses a valid weapons carry license issued under Code Section 16-11-129 and~~
1114 ~~who carries such weapon in a manner permitted under Code Section 16-11-126 shall not~~
1115 ~~be in violation of this paragraph~~ Reserved; or”

1116 **SECTION 21.**

1117 This Act shall become effective on July 1, 2021, and shall apply to offenses committed on
1118 and after such date.

1119 **SECTION 22.**

1120 All laws and parts of laws in conflict with this Act are repealed.