

Senate Bill 219

By: Senators Robertson of the 29th, Brass of the 28th, Albers of the 56th, Dugan of the 30th,
Dixon of the 45th and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated,
2 relating to dangerous instrumentalities and practices, so as to provide for an exception to the
3 definition of firearm in relation to possession of firearm or knife during commission of or
4 attempt to commit certain crimes and Brady Law regulations; to provide for related matters;
5 to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to
9 dangerous instrumentalities and practices, is amended in Code Section 16-11-106, relating
10 to possession of firearm or knife during commission of or attempt to commit certain crimes,
11 by adding a new subsection to read as follows:

12 "(f) A stun gun or taser lawfully possessed by a peace officer shall not be considered a
13 firearm under this Code section."

14

SECTION 2.

15 Said article is further amended in Code Section 16-11-171, relating to definitions relative to
16 Brady Law regulations, by revising paragraph (3) as follows:

17 "(3) 'Firearm' means any weapon that is designed to or may readily be converted to expel
18 a projectile by the action of an explosive or the frame or receiver of any such weapon,
19 any firearm muffler or firearm silencer, or any destructive device as defined in 18 U.S.C.
20 Section 921(a)(3). Such term shall not include any stun gun or taser as such term is
21 defined in Code Section 16-11-106."

22

SECTION 3.

23 All laws and parts of laws in conflict with this Act are repealed.