



## **LEGISLATIVE ALERT #2**

March 7, 2011

<u>STATUS</u>	<u>ASSIGNED TO</u>	<u>BILL #</u>	<u>AUTHOR(S)</u>	<u>TITLE AND/OR SUMMARY</u>	<u>GACP COMMENTS</u>
Senate	Pending	HB 87	Representatives Ramsey 72nd Golick 34th Dempsey 13th and others	<u>HB 87 Illegal Immigration Reform and Enforcement Act of 2011</u> Mandates verification of immigration status to obtain public benefits; provides for criminal violations and provides private cause action for enforcement; requires private employers to use e-verification system; provides civil penalties; modifies OCGA related to searches and seizures; provides immigration training for Law Enforcement, etc. There are six other bills dealing with immigration that are pending at the State Capitol. <i>(Cross reference SB 40 and others)</i>  <a href="http://www.legis.ga.gov/Legislation/20112012/108553.pdf">http://www.legis.ga.gov/Legislation/20112012/108553.pdf</a>	The author has shown his willingness to work with Law Enforcement in attempting to hone the bill. A substitute bill was authored, accepted by the Committee and passed from House to Senate. Several of law enforcement's concerns have been addressed. GACP is monitoring this Bill.
House Second Reader	House Judiciary Committee	HB 94	Representatives Brooks 63rd Martin 96th Mitchell 88th and others	<u>HB 94 Commonly Called Racial Profiling or Bias Base Stops</u> When a traffic stop is made, all in vehicle may be asked personal and intrusive information. The officer would have to justify all of his traffic stops and record of all encounters, including arrests, searches, warnings, etc., records would have to be kept for at least 7 years.  <a href="http://www.legis.ga.gov/Legislation/20112012/108650.pdf">http://www.legis.ga.gov/Legislation/20112012/108650.pdf</a>	GACP has always agreed that stops based upon race, etc., should not occur; however, to mandate labor-intensive record keeping is incorrect and is costly with respect to personnel time. Therefore, we oppose this bill. There has been no change in status since first authored.
Sent to Governor	Awaiting Governor's Signature	HB 107	Speaker Ralston 7th Representatives Bearden 69th Parson 47th and others	<u>HB 107 Right of Continuation of Health Insurance</u> Would allow spouse or dependent of a deceased public employee (Public Safety or Department of Transportation) killed in the line of duty to continue their health insurance through the state.  <a href="http://www.legis.ga.gov/Legislation/20112012/109823.pdf">http://www.legis.ga.gov/Legislation/20112012/109823.pdf</a>	Way overdue.



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Senate	Awaiting Senate Assignment	HB 161	Representatives Purcell 159th, Roberts 154th, Powell 29th and others	<p>HB 161 Motorcycles; certain traffic regulations permitting motorcycles from deviating from certain traffic laws.</p> <p><a href="http://www.legis.ga.gov/Legislation/20112012/109014.pdf">http://www.legis.ga.gov/Legislation/20112012/109014.pdf</a></p>	Not the best bill but really can argue with the logic that some motorcycles, because of weight, cannot trip pressure plate.
House Second Reader	House Judiciary Non-Civil Committee	HB 184	Representatives Weldon 3rd, Harden 147th and others	<p>HB 184 Prescription Monitoring Program (Database) <i>Please see notes for SB 36 by Senator Carter.</i></p> <p><a href="http://www.legis.ga.gov/Legislation/20112012/109196.pdf">http://www.legis.ga.gov/Legislation/20112012/109196.pdf</a></p>	Good Law Enforcement bill. Still in Judiciary Sub-Committee; however, Senate Bill 36 has passed the Senate and is awaiting House assignment.
House Second Reader	Health & Human Services Committee	HB 231	Representatives Willard 49th, Cooper 41st, McKillip 115th and others	<p>HB 231 <u>Community Alternatives to Institutionalized Treatment of Mental Illnesses</u></p> <p><a href="http://www.legis.ga.gov/Legislation/20112012/109734.pdf">http://www.legis.ga.gov/Legislation/20112012/109734.pdf</a></p>	This is the first step in helping our states's mentally ill receive pro-active treatment. This is not a cure-all bill but it is a start. Many progressive steps in this bill should help law enforcement cut down on transporting the mentally ill.



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House Committee Favorably Reported	House Judiciary Non-Civil Committee	HB 265	Representatives Neal 1st Ralston 7th Abrams 84th and others	<u>HB 265 Creating the 2011 Special Council on Criminal Justice Reform</u>  <a href="http://www.legis.ga.gov/Legislation/20112012/110214.pdf">http://www.legis.ga.gov/Legislation/20112012/110214.pdf</a>	Designed to take a complete look at the Criminal Justice System in Georgia. This bill, so far, has the complete endorsement of both political parties as well as the Governor, Lt. Governor and the Speaker.
House Second Reader	House Judiciary Non-Civil Committee	HB 299	Representatives Neal 1st Pak 102nd Sheldon 105th and others	<u>HB 299 DNA Sampling from All Convicted Felons</u> This Bill would mandate that DNA samplings be taken from ALL convicted felons as opposed to a limited group of felons as currently specified in the Georgia Code.  <a href="http://www.legis.ga.gov/Legislation/20112012/110548.pdf">http://www.legis.ga.gov/Legislation/20112012/110548.pdf</a>	GACP asked Representative Neal to author this bill on behalf of Law Enforcement. There are at least three DNA Bills currently at the State Capitol; however, this particular piece of legislation appears to be the strongest Bill.
House Second Reader	House Judiciary Non-Civil Committee	HB 342	Representatives McKillip 115th Lindsey 54th Evans 40th Houston 170th	<u>HB 342 Family Violence Order</u> Clarifies term "Family Violence" and makes it a misdemeanor if a person violates a "Family Violence Order."  <a href="http://www.legis.ga.gov/Legislation/20112012/110957.pdf">http://www.legis.ga.gov/Legislation/20112012/110957.pdf</a>	Appears to be a worthwhile Bill.
Senate Read & Referred	Senate Judiciary Committee	SB 15	Senators Hamrick 30th Butterworth 69th Mullis 53rd and others	<u>SB 15 Private Detectives &amp; Security, Elimination of Yearly Training if POST Certified</u> If a person is employed in the private security field and is also POST certified, they would not have to obtain annual private security training.  <a href="http://www.legis.ga.gov/Legislation/20112012/108435.pdf">http://www.legis.ga.gov/Legislation/20112012/108435.pdf</a>	Private Security training is 16 hours and Law Enforcement training is a minimum of 20 hours, therefore bill appears to make sense. Good overall bill.



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House Second Reader	House Judiciary Non Civil Committee	SB 36	Senators Carter 1st Unterman 45th Goggans 7th and others	<p><u>SB 36 Establishing a Prescribing and Dispensing Monitoring System for Schedule II, III, IV and V Control Substances</u></p> <p>This bill is earmarked to stop "Pill Mills." Loosely speaking, a pill mill is where a physician would open up a pain clinic and with little or no physical examination, distribute pharmaceuticals on a "cash-only basis." Often the drugs would be resold on the street for a great deal more money than originally purchased. (Cross reference HB 184)</p> <p><a href="http://www.legis.ga.gov/Legislation/20112012/108769.pdf">http://www.legis.ga.gov/Legislation/20112012/108769.pdf</a></p>	Good bill. The author did an outstanding job letting the committee know about "Pill Mills."
Senate Read and Referred	Senate Public Safety Committee	SB 45	Senators Brown 26th Staton 18th	<p><u>SB 45 Repeated Incidents of Violent Contact at Businesses Where Alcohol is Consumed</u></p> <p><a href="http://www.legis.ga.gov/Legislation/20112012/109133.pdf">http://www.legis.ga.gov/Legislation/20112012/109133.pdf</a></p>	Appears more local than statewide. May not travel further than current status.
Senate Read & Referred	Senate Public Safety Committee	SB 53	Senators Tate 38th Hamrick 30th Crosby 13th and others	<p><u>SB 53 College and University Special District Act of 2011</u></p> <p>Establishes special college &amp; universty districts.</p> <p><a href="http://www.legis.ga.gov/Legislation/20112012/109188.pdf">http://www.legis.ga.gov/Legislation/20112012/109188.pdf</a></p>	GACP has many concerns. *GACP worked with author of Bill, who agreed that the concepts in the Bill would not be positive for Law Enforcement. Therefore, she will not pursue bill any further.



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Senate Read & Referred	Senate Public Safety Committee	SB 83	Senator Thompson 33rd	<u>SB 83 Rachel's Law/Confidential Informants</u>  <a href="http://www.legis.ga.gov/Legislation/20112012/110008.pdf">http://www.legis.ga.gov/Legislation/20112012/110008.pdf</a>	<p>This piece of legislation will handicap law enforcement officials when working with Confidential Informants. The demands in this Bill include, but are not limited to,:</p> <ul style="list-style-type: none"> <li>-having the CI sign a contract with law enforcement officials;</li> <li>-allowing the defense attorney to grant permission for the CI to work with law enforcement officials;</li> <li>-etc.</li> </ul> <p>The GACP Executive Director was instructed by the Committee Chair to assist Senator Thompson in either crafting new legislation or providing to him the information that positively serves the intention of this Bill.</p>
House Second Reader	House Public Safety & Homeland Security Committees	SB 95	Senators Carter 1st Grant 25th Mullis 53rd and others	<u>SB 95 Law Enforcement Employment Bill</u>  <a href="http://www.legis.ga.gov/Legislation/20112012/111363.pdf">http://www.legis.ga.gov/Legislation/20112012/111363.pdf</a>	<p>This is last year's SB 373, which Governor Perdue vetoed. GACP supports this Bill which would allow Law Enforcement officials more liberty when conducting background checks on persons applying for sworn law enforcement positions. Passed Senate 35-17.</p>

