

**Legislative Alert #1**  
February 3, 2010

Status	Assigned to:	Bill #	Author(s)	Title and or Summary	GACP Comments
House Second Reader 1/15/09.	House Committee on Agriculture and Consumer Affairs	HB 22	Representatives: Oliver of the 83 <sup>rd</sup> , Manning of the 32 <sup>nd</sup> , Hugley of the 133 <sup>rd</sup> , Stephens of the 164 <sup>th</sup> , Abrams of the 84 <sup>th</sup> , and others	<p><b>HB 22 - Safety belts; pickup trucks; rear seats of vehicles; require</b>            This bill will require the use of safety belts in passenger vehicles, so as to require the use of safety belts in all passenger vehicles, including pickup trucks; to require the use of safety belts by occupants in the rear seats of a passenger vehicle;...</p> <p>To view, click on this link  <a href="http://www.legis.ga.gov/legis/2009_10/versions/hb22_LC_29_3553_a_3.htm">http://www.legis.ga.gov/legis/2009_10/versions/hb22_LC_29_3553_a_3.htm</a></p>	
House Committee Favorably Reported on 1/14/10.	House Committee on Public Safety and Homeland Security	HB 124	Representatives: Day, Burke 163 <sup>rd</sup> ; Talton, Willie 145 <sup>th</sup> ; Frazier, Gloria 123 <sup>rd</sup> ; Horne, Billy 71 <sup>st</sup> , Neal, Jay 1 <sup>st</sup> .	<p><b>HB 124 - Georgia Public Safety Training Center; training of elected members; require</b>            Requires newly elected members of a municipal governing authority to complete a public safety training course to better prepare municipal officials to respond in a state of public emergency; to provide for contingencies; to provide for related matters...</p> <p>To view, click on this link:  <a href="http://www.legis.ga.gov/legis/2009_10/versions/hb124_LC_35_1601S_hs_4.htm">http://www.legis.ga.gov/legis/2009_10/versions/hb124_LC_35_1601S_hs_4.htm</a></p>	
House Second Reader 1/29/10.	House Committee on Judiciary Non-Civil	HB 182	Representatives: Austin, Rick 10 <sup>th</sup> ; Scott, Martin 2 <sup>nd</sup> ; Jerguson, Sean 22 <sup>nd</sup> ; Williams, Mark 178 <sup>th</sup> ; Horne, Billy 71 <sup>st</sup> ; and Roberts, Jay 154 <sup>th</sup> .	<p><b>HB 182 - Firearms; discharge; counties or municipalities; provisions</b>            Provide that no county or municipality shall impose any limitation or prohibition on the discharge of firearms that is applicable to tracts of property of five or more acres located within such municipality or county;</p> <p>To view, click on this link:  <a href="http://www.legis.ga.gov/legis/2009_10/versions/hb182_LC_28_4427_a_2.htm">http://www.legis.ga.gov/legis/2009_10/versions/hb182_LC_28_4427_a_2.htm</a></p>	Concerns about the distance a projectile can travel. This is just not a good idea. GMA clearly opposes the bill.
House Second Reader 3/4/09.	House Committee on Judiciary Non-Civil	HB 615	Representatives: Bearden of the 68 <sup>th</sup> , Horne of the 71 <sup>st</sup> , Austin of the 10 <sup>th</sup> , Powell of the 29 <sup>th</sup> , Jerguson of the 22 <sup>nd</sup> , and others	<p><b>HB 615 - Firearms; carrying of concealed weapons; revise laws</b>            Greatly expands where concealed weapons may be carried (churches, universities, etc.), transfer license issuing to Secretary of State and removes the Governor's emergency powers over firearms in a state emergency. Establishes "permanent" license provisions for \$40 fee. <i>This is a very comprehensive bill.</i> To fully understand all of the provisions of this legislation, click on this link:  <a href="http://www.legis.ga.gov/legis/2009_10/versions/hb615_LC_28_4596ER_a_2.htm">http://www.legis.ga.gov/legis/2009_10/versions/hb615_LC_28_4596ER_a_2.htm</a></p>	The GACP President and the Board are still evaluating gun bills. No further comments at this time on any of the gun bills.
House First Reader 1/14/10.	House Committee on Public Safety and Homeland Security	HB 938	Representatives: Peake, Allen 137 <sup>th</sup> ; Rice, Tom 51 <sup>st</sup> ; Ramsey, Matt 72 <sup>nd</sup> ; Lindsey, Edward 54 <sup>th</sup> ; and Oliver, Mary 83 <sup>rd</sup> .	<p><b>HB 938 - Motor vehicles; revocation of licenses; wireless telecommunication devices; prohibit use</b>            To prohibit use of wireless telecommunications devices for sending or reading text messages while operating a motor vehicle;</p> <p>To view, click on this link:  <a href="http://www.legis.ga.gov/legis/2009_10/versions/hb938_LC_34_2366_a_2.htm">http://www.legis.ga.gov/legis/2009_10/versions/hb938_LC_34_2366_a_2.htm</a></p>	This bill will be dropped in favor of HB 944 with the consent of the author.

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House Second Readers 1/26/10.	House Committee on Public Safety and Homeland Security	HB 944	Representatives: Amerson, Amos 9 <sup>th</sup> ; Williams, Roger 4 <sup>th</sup> ; Wilkinson, Joe 52 <sup>nd</sup> ; Smith, and others.	<b>HB 944 - Motor vehicles; use of wireless telecommunications devices; prohibit</b> To prohibit certain use of wireless telecommunications devices by persons while operating a motor vehicle... To view, click on this link: <a href="http://www.legis.ga.gov/legis/2009_10/versions/hb944_LC_28_4907_a_2.htm">http://www.legis.ga.gov/legis/2009_10/versions/hb944_LC_28_4907_a_2.htm</a>	Two thumbs up on this bill!
House Second Readers on 1/26/10.	House Committee on Public Safety and Homeland Security	HB 945	Representatives: Amerson of the 9 <sup>th</sup> and Williams of the 4 <sup>th</sup> .	<b>HB 945 - Uniform rules of the road; use of radios and mobile telephones; change certain provisions</b> Relating to miscellaneous provisions of uniform rules of the road, so as to change certain provisions relating to drivers' exercise of due care and proper use of radios and mobile telephones; to prohibit certain use of wireless telecommunications devices; to provide for enforcement;... To view, click on this link: <a href="http://www.legis.ga.gov/legis/2009_10/versions/hb945_LC_28_4906_a_2.htm">http://www.legis.ga.gov/legis/2009_10/versions/hb945_LC_28_4906_a_2.htm</a>	Evaluating. This bill may be combined with others.
House Second Reader on 2/1/10.	House Committee on the Judiciary	HB 1009	Representatives: Marin of the 96 <sup>th</sup> , Mitchell of the 88 <sup>th</sup> , Brooks of the 63 <sup>rd</sup> , Taylor of the 55 <sup>th</sup> , Drenner of the 86 <sup>th</sup> , and others.	<b>HB 1009 - Motor vehicles; prohibit law enforcement from using race or ethnicity; provisions</b> Requires policies that prohibit law enforcement officers from impermissibly using race or ethnicity in determining whether to stop a motorist or pedestrian; to require annual training of law enforcement officers on impermissible uses of race and ethnicity in stopping motorists or pedestrians; to require law enforcement officers to document the race, ethnicity, and gender of a motorist and passengers or pedestrian;... To view, click on this link: <a href="http://www.legis.ga.gov/legis/2009_10/fulltext/hb1009.htm">http://www.legis.ga.gov/legis/2009_10/fulltext/hb1009.htm</a>	Cross Reference SB 325. GACP agrees racial profiling is wrong; however, this bill & SB 325 does nothing to help the profession.
Senate Recommended 1/11/10.	Senate Committee on Special Judiciary	SB 127	Senator Wiles, John 37 <sup>th</sup>	<b>SB 127 - Judicial Accounting; add a penalty, late fees, and interest for failure to remit certain funds/reports to Ga. Superior Court Clerks' Cooperative</b> Adds a penalty, late fees, and interest for failure to remit certain funds and reports to the Georgia Superior Court Clerks' Cooperative Authority;... To view, click on this link: <a href="http://www.legis.ga.gov/legis/2009_10/versions/sb127_As_introduced_LC_25_5461_2.htm">http://www.legis.ga.gov/legis/2009_10/versions/sb127_As_introduced_LC_25_5461_2.htm</a>	This would cost the cities a lot of money. GMA is clearly against the bill. We stand by GMA on this one.
Senate read and referred 4/3/09	Senate Committee on Public Safety	SB 291	Senators: Shafer, David 48 <sup>th</sup> ; Douglas, John 17 <sup>th</sup> ; Sims, Freddie 12 <sup>th</sup> ; Rogers, Chip 21 <sup>st</sup> ; Powell, J. 23 <sup>rd</sup> ; and Tolleson, Ross 20 <sup>th</sup> .	<b>SB 291 - Firearms; laws concerning carrying of concealed weapons; revise comprehensively</b> To revise comprehensively the laws concerning the carrying of concealed weapons; to revise the method by which licenses to carry weapons are issued; to prohibit the carrying of certain items in certain buildings; to provide exceptions;... To view, click on this link: <a href="http://www.legis.ga.gov/legis/2009_10/versions/sb291_As_introduced_LC_28_4814_2.htm">http://www.legis.ga.gov/legis/2009_10/versions/sb291_As_introduced_LC_28_4814_2.htm</a>	The GACP President and the Board are still evaluating gun bills. No further comments at this time on any of the gun bills.

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Senate read and referred on 1/11/10.	Senate Committee on Public Safety	SB 295	Senator: <u>Seabaugh, Mitch 28<sup>th</sup></u>	<p><b>SB 295 - Motor Vehicles; prohibit municipalities from using speed detection devices on federal aid systems</b></p> <p>This bill would prohibit municipal police from using speed detection devices to enforce speeding laws on federal Interstates in Georgia, thus rendering city police unable to enforce the law and protect the public on federal Interstates and roads that are a part of the National Highway System in their cities.</p> <p>To view, click on this link:  <a href="http://www.legis.ga.gov/legis/2009_10/versions/sb295_As_introduced_LC_38_0971_2.htm">http://www.legis.ga.gov/legis/2009_10/versions/sb295_As_introduced_LC_38_0971_2.htm</a></p> <p>Click on the link below to see a map of the National Highway System routes in Georgia:  <a href="http://www.fhwa.dot.gov/planning/nhs/maps/ga/georgia_ga.pdf">http://www.fhwa.dot.gov/planning/nhs/maps/ga/georgia_ga.pdf</a></p>	Very bad bill. Several meeting involving GACP members and the author have not resulted in changing his mind. We will watch this bill closely.
Senate read and referred on 1/13/10.	Senate Committee on Special Judiciary	SB 308	Senators: Seabaugh of the 28 <sup>th</sup> , Rogers of the 21 <sup>st</sup> , Smith of the 52 <sup>nd</sup> , Unterman of the 45 <sup>th</sup> , Mullis of the 53 <sup>rd</sup> and others	<p><b>SB 308 - Firearms; carrying and possession; change provisions; definitions</b></p> <p>Comprehensive changes in firearms laws ...provisions regarding the carrying and possession of firearms; ...</p> <p>To view, click on this link:  <a href="http://www.legis.ga.gov/legis/2009_10/versions/sb308_As_introduced_LC_38_0988_2.htm">http://www.legis.ga.gov/legis/2009_10/versions/sb308_As_introduced_LC_38_0988_2.htm</a></p>	The GACP President and the Board are still evaluating gun bills. No further comments at this time on any of the gun bills.
Senate read and referred on 1/14/10.	Senate Committee on Judiciary	SB 312	Senator: Harbison of the 15 <sup>th</sup>	<p><b>SB 312 - Proceedings; indictment of a peace officer for crimes in performing his/her duties; provisions</b></p> <p>To change provisions relating to the procedure for indictment of a peace officer for crimes in the performance of his or her duties; ...</p> <p>To view, click on this link:  <a href="http://www.legis.ga.gov/legis/2009_10/versions/sb312_As_introduced_LC_21_0540_2.htm">http://www.legis.ga.gov/legis/2009_10/versions/sb312_As_introduced_LC_21_0540_2.htm</a></p>	Bad bill for law enforcement
Senate read and referred on 1/27/10.	Senate Committee on Public Safety	SB 325	Senators: Butler of the 55th, Jones of the 10th, Sims of the 12th, Tate of the 38th, Seay of the 34th and others	<p><b>SB 325 - Traffic; require policies that prohibit law enforcement officers from impermissibly using race in determining whether to stop a motorist</b></p> <p>Requires policies that prohibit law enforcement officers from impermissibly using race or ethnicity in determining whether to stop a motorist or pedestrian; to require annual training of law enforcement officers on impermissible uses of race and ethnicity in stopping motorists or pedestrians; to require law enforcement officers to document the race, ethnicity, and gender of a motorist and passengers or pedestrian;</p> <p>To view, click on this link:  <a href="http://www.legis.ga.gov/legis/2009_10/versions/sb325_As_introduced_LC_34_2389_2.htm">http://www.legis.ga.gov/legis/2009_10/versions/sb325_As_introduced_LC_34_2389_2.htm</a></p>	Cross Reference HB 1009. GACP agrees racial profiling is wrong; however, this bill & SB 325 does nothing to help the profession.

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These GACP tracked Bills did not pass during the 2009 Legislative Session; however, the General Assembly may act upon these bills during the 2010 Session. GACP will not continue to track these bills unless there is movement during the 2010 Session.

### House Bills

HB 10 - Georgia Crime Information Center; provide access to criminal history  
HB 16 - Electronic tracking device; location of person without consent; prohibit  
HB 19 - Motor vehicles; wireless communication devices; provisions - Cross Reference HB 23 (similar concept) – please note that HB 23 passed the House.  
HB 22 - Safety belts; pickup trucks; rear seats of vehicles; require - Cross Reference SB 5 (same concept) – please note that SB 5 passed the Senate.  
HB 23 - Motor vehicles; cell phones; text messaging; prohibit use  
HB 24 - Evidence; revise, supersede, and modernize provisions; provide definitions  
HB 31 - Motor vehicles; traffic-control signal monitoring devices; repeal provisions  
HB 32 - Death penalty; impose with unanimous verdict; provisions  
HB 53 - Law enforcement officers; stop motorists; race or ethnicity; prohibit - Cross Reference HB 110 (same concept)  
HB 83 - Abandoned motor vehicles; define terms; provisions  
HB 109 - Cockfighting; punishments; provisions  
HB 140 - Georgia Bureau of Investigation; state-wide "Blue Alert" system; create - See also HB 36.  
HB 155 - License to carry pistol or revolver; permanent license; provide  
HB 200 - Safety belts; failure to use; evidence of negligence; provide  
HB 213 - Criminal street gang activity; school safety zones; increase penalty  
HB 245 - Delinquent and unruly children; disposition; change provisions  
HB 246 - Juvenile proceedings; arrest and detention of accused children; risk assessment instrument; provisions  
HB 258 - Driver's license; minor of disabled guardian; restricted learner's permit; provisions  
HB 259 - Firearms; training of licensed persons; provide  
HB 287 - Speed detection devices; school zones; certain restrictions not apply  
HB 293 - Gambling; coin operated amusement machines; revise definitions  
HB 522 - Peace officers; investigation of applicant's moral character; change certain provisions

### Senate Bills

SB 5 - Motor vehicles; use of safety belts; eliminate certain exceptions - Cross Reference HB 22.  
SB 9 - Concealed Weapon; kept in a holster; repeal requirement  
SB 12 - Handgun ammunition; prohibit manufacture, sale that does not contain unique code; create ammunition coding system data base  
SB 67 - Drivers' Licenses; examinations shall be administered only in English language; provide for an exception - Cross Reference HB 553 (same concept).  
SB 71 - Hunting; prohibit engaging in certain outdoor sporting activities while under the influence of alcohol, drugs, other substances  
SB 197 - Search Warrants; issuance by judicial officers; change provisions; no-knock warrants  
SB 208 - Rachel's Law; provide for parameters regarding the use of confidential informants