

GEORGIA CRIME INFORMATION CENTER (GCIC)
Computerized Criminal History (CCH) Charge Code Changes
July 1, 2010

1. New CCH Charge Codes – The following new felony and misdemeanor charge codes are effective as of the date noted below for arrest and disposition submissions; see Attachment A.
2. Expired CCH Charge Codes - The Expiration Date is 08/16/2010; charge codes will be removed from AFIS on 08/16/2010. See Attachment B.

When a code has an expiration date, the disposition may be added for an arrest for that charge code at any time. If the expired code is a disposition the disposition may only be added if the date of disposition falls within the effective and expired dates for that charge code. If the expired code is a modification, (i.e., the first code was entered in error), the modification may only be added if the date of action (arrest or disposition) falls within the effective and expired dates for that charge code.

Example 1: A sex offender is arrested for photographing a minor on June 30, 2010. The arresting agency uses charge code 1142. The court may enter a disposition for 1142 on September 1, 2010.

Example 2: A sex offender is arrested for child molestation on June 30, 2010. The sex offender pleads to photographing a minor. The court may enter charge code 1142 as the amended charge until August 15, 2010. If the court does not sentence until after August 15, 2010, then the court must contact GCIC for entry.

Example 3: A sex offender is arrested for child molestation on June 30, 2010, but the arresting agency realizes on September 1, 2010, that the charge was incorrectly entered by the livescan operator. The arresting agency may modify that arrest to charge code 1142 at any time (assuming that no prosecutor or court disposition has been added)

3. GCIC has requested an official from the State Attorney General concerning whether any of the 2010 misdemeanor offenses will be designated as fingerprintable offenses per O.C.G.A. §35-3-33(1)(A)(v). These include O.C.G.A. § 46-6-241.1(b), Driving Motor Vehicle While Using a Wireless Communication Device to Write, Send, or Read Text Based Communications by Person with Class C License over 18 Years of Age and O.C.G.A. § 42-1-18(b), Intentionally Photograph a Minor without Consent of Parent or Guardian.
4. Current codes are available on the GCIC website (<http://gcicweb.gbi.state.ga.us/cjis/ori>). Criminal justice agencies should provide updated lists to their vendors instead of providing an ORI for access to the GCIC website. Updated Code tables are available to AFIS Livescan Vendors via the AFIS devices.

ATTACHMENT A
NEW CCH CHARGE CODES

The following new charges were identified as being fingerprintable charges. The charge codes are now active on the GCIC CCH and Automated Fingerprint Identification (AFIS) systems.

CCH CHARGE CODE	LITERAL DESCRIPTION	STATUTE CODE	SEVERITY	EFFECTIVE DATE
1152	Sexual Assault by Teacher/Principal/Asst Principal/Other Administrator Engaged in Sexual Contact with Another Individual Enrolled at Same School – Felony	16-6-5.1(b)(1)	Felony	20100520
1153	Sexual Assault by Probation/Parole Employee Against Probationer/Parolee Under Supervision of Same Probation/Parole Office – Felony	16-6-5.1(b)(2)	Felony	20100520
1154	Sexual Assault by Law Enforcement Agency Employee Who Engages in Sexual Contact with Individual in Custody of Law Enforcement - Felony	16-6-5.1(b)(3)	Felony	20100520
1155	Sexual Assault by Hospital Employee with Patient or Person Detained in Same Hospital – Felony	16-6-5.1(b)(4)	Felony	20100520
1156	Sexual Assault by Correctional/Juvenile Detention/Disability Services/Child Welfare/Youth Services Employee with Individual in Custody at Such Facility - Felony	16-6-5.1(b)(5)	Felony	20100520
1157	Sexual Assault by Psychotherapist Engaged in Sexual Contact with Individual Being Treated/Counseled or Uses Treatment/Counseling Relationship to Facilitate Sexual Contact with Individual - Felony	16-6-5.1(c)	Felony	20100520
1158	Sexual Assault by Facility Employee/Agent/Volunteer Licensed Under O.C.G.A. 31-7-3, 31-7-12, 31-7-13 With Individual Admitted To/Receiving Services From Facility - Felony	16-6-5.1(d)	Felony	20100520
1159	Registered Sex Offender Restricted Residence Violation When Act was Committed On or After July 1, 2008 – Felony	42-1-15(b)	Felony	20100520
1160	Registered Sex Offender Restricted Employment/Volunteer Violation When Act was Committed On or After July 1, 2008 – Felony	42-1-15(c)(1)	Felony	20100520
1161	Registered Sexually Dangerous Predator Restricted Employment/Volunteer Violation When Act was Committed On or After July 1, 2008 – Felony	42-1-15(c)(2)	Felony	20100520
1162	Registered Sex Offender Not Allowed to Loiter at Any Child Care Facility, School or Area Where Minors Congregate – Felony	42-1-15(d)	Felony	20100520
1163	Registered Sex Offender Restricted Residence Violation When Act was Committed Between July 1, 2006 and June 30, 2008 – Felony	42-1-16(b)	Felony	20100520
1164	Registered Sex Offender Restricted Employment/Volunteer Violation When Act was Committed Between July 1, 2006 and June 30, 2008 – Felony	42-1-16(c)(1)	Felony	20100520
1165	Registered Sexually Dangerous Predator Restricted	42-1-	Felony	20100520

	Employment/Volunteer Violation When Act was Committed Between July 1, 2006 and June 30, 2008 – Felony	16(c)(2)		
1166	Registered Sex Offender Not Allowed to Loiter at Any Child Care Facility, School or Area Where Minors Congregate – Felony	42-1-16(d)	Felony	20100520
1167	Registered Sex Offender Restricted Residence Violation When Act was Committed Between July 1, 2006 and June 30, 2008 – Felony	42-1-17(b)	Felony	20100520
1322	Aggravated Assault on An Officer of Court While Officer is Engaged or Account of Performance of His/Her Official Duties – Felony	16-5-21(l)	Felony	20100701
1351	Unlawful for Person Employed By/Associated with Criminal Street Gang to Conduct/Participate in Criminal Activity Through Commission of Offense - Felony	16-15-4(a)	Felony	20100701
1352	Unlawful for Person to Commit Offense with Intent to Obtain/Earn Membership/Increase Status/Position in Criminal Street Gang - Felony- Felony	16-15-4(b)	Felony	20100701
1353	Unlawful for Person to Acquire/Maintain Through Criminal Gang Activity or Proceeds Derived From, Interest/Control of Real/Personal Property – Felony	16-15-4(c)	Felony	20100701
1354	Unlawful for Person Who Occupies Criminal Street Gang Position of Organizer/Supervisory/Management/Leadership Position to Engage/Consider Criminal Street Gang Activity - Felony	16-15-4(d)	Felony	20100701
1355	Unlawful for Person to Cause/Encourage/Solicit/Recruit/Coerce Another to Become Criminal Street Gang Member/Associate or Participate/Conduct Criminal Street Gang Activity - Felony	16-15-4(e)	Felony	20100701
1356	Unlawful to Communicate Any Threat of Injury/Damage to Deter From Assisting Criminal Street Gang Member/Associate to Withdraw - Felony	16-15-4(f)	Felony	20100701
1357	Unlawful to Communicate Any Threat of Injury/Damage With Intent to Punish/Retaliate Against Person For Having Withdrawn from Criminal Street Gang - Felony	16-15-4(g)	Felony	20100701
1358	Unlawful to Communicate Any Threat of Injury/Damage With Intent to Punish/Retaliate Against Person For Refusing To/Encourage Another to Become/Obtain Street Gang Member/Associate Status - Felony	16-15-4(h)	Felony	20100701
1359	Unlawful to Communicate Any Threat of Injury/Damage With Intent to Punish/Retaliate Against Person for Providing Statements/Testimony Against Criminal Street Gangs, Member or Associate - Felony	16-15-4(i)	Felony	20100701
1360	Unlawful to Communicate Any Threat of Injury/Damage With Intent to Intimidate/Deter/Prevent Communication With Criminal Justice Agency Relating to Criminal Street Gangs - Felony	16-15-4(j)	Felony	20100701
1385	Dissemination of Information Relating to Terroristic Acts Via Computer – Felony	16-11-37.1	Felony	20100701
2701	Identity Theft Fraud When Using/Possessing Identifying Info Concerning a Person – Felony	16-9-121(a)(1)	Felony	20100701

2702	Identity Theft Fraud When Using/Possessing Identifying Info Concerning an Individual Under 18Y0A Over Whom He/She Exercises Custodial Authority – Felony	16-9-121(a)(2)	Felony	20100701
2703	Identity Theft Fraud When Using/Possessing Identifying Info Concerning a Deceased Individual – Felony	16-9-121(a)(3)	Felony	20100701
2704	Identity Theft Fraud to Create/Use/Possess Counterfeit/Fictitious Identifying Info Concerning Fictitious Person For Purpose of Crime/Fraud on Another Person – Felony	16-9-121(a)(4)	Felony	20100701
2705	Identity Theft Fraud to Create/Use/Possess Counterfeit/Fictitious Identifying Info Concerning Real Person For Purpose of Committing/Facilitating Crime/Fraud on Another Person - Felony	16-9-121(a)(5)	Felony	20100701
2980	Unlawful to Knowingly Remove/Destroy/Circumvent Operation of Electronic Monitoring Device as Required by O.C.G.A. 42-1-8 – Felony	16-7-29(b)(1)	Felony	20100520
2981	Unlawful to Knowingly Remove/Destroy/Circumvent Operation of Electronic Monitoring Device – Pretrial/Bond Condition– Felony	16-7-29(b)(2)	Felony	20100520
2982	Unlawful to Knowingly Remove/Destroy/Circumvent Operation of Electronic Monitoring Device – Probation Condition - Felony	16-7-29(b)(3)	Felony	20100520
2983	Unlawful to Knowingly Remove/Destroy/Circumvent Operation of Electronic Monitoring Device – Parole Condition - Felony	16-7-29(b)(4)	Felony	20100520
2984	Unlawful to Knowingly Remove/Destroy/Circumvent Operation of Electronic Monitoring Device As Required by O.C.G.A. – Felony	16-7-29(b)(5)	Felony	20100520
3582	Purchase/Possess/Have Under Control Synthetic Cannabinoid, Synthetic Marijuana or K2 - Felony	16-13-30(a)	Felony	20100524
3583	Manufacture/Deliver/Distribute/Administer/Sell/Possess W/Intent to Distribute Synthetic Cannabinoid, Synthetic Marijuana or K2 - Felony	16-13-30(a)	Felony	20100524
4302	Violation for Any Person or Entity to Advertise Massage Therapy Services Unless Services Provided by Person Who Holds Valid License - Felony	43-24A-15(a)	Felony	20100701
4304	Violation for Person to Advertise As a Massage Therapist Unless the Person Holds a Valid License in the Classification So Advertised – Felony	43-24A-15(b)1	Felony	20100701
4306	Violation for Person to Advertise Massage Therapy Services Combined with Escort/Dating Services/Adult Entertainment - Felony	43-24A-15(b)(2)	Felony	20100701
4308	Violation for Person or Entity to Practice Massage Therapy or Use Massage Therapy Terms Unless Services Provided by Licensed Massage Therapist - Felony	43-24A-15(c)	Felony	20100701
4310	Violation for Entity to Advertise Massage Therapy Services Combined with Escort/Dating Services/Adult Entertainment - Felony	43-24A-15(d)(1)	Felony	20100701
4312	Violation for Entity to Employ Unlicensed Massage Therapist to Perform Massage Therapy - Felony	43-24A-15(d)(2)	Felony	20100701
4314	Violation to Practice Massage Therapy Without Holding a Current or Provisional License in	43-24A-15(e)	Felony	20100701

	Accordance with O.C.G.A. 42-24A-8(A) - Felony			
4316	Violation for Person or Entity to Render or Offer Massage Therapy Services for Compensation Unless Massage Therapy is Provided by a Licensed Massage Therapist - Felony	43-24A-15(f)	Felony	20100701
5031	Intimidate or Impede Grand Juror/Petit Juror/Court Officer/Any Officer Service at Court Proceeding – Felony	16-10-97(a)(1)	Felony	20100701
5032	Injure Grand Juror/Petit Juror or His/Her Property on Account of Indictment or Verdict or Being/Having Been a Juror – Felony	16-10-97(a)(2)	Felony	20100701
5033	Injure Court Officer or Any Officer Who May Be Serving at Court Proceeding or His/Her Property on Account of Performance of Official Duties – Felony	16-10-97(a)(3)	Felony	20100701
5210	Carrying Weapon Without a License – 1 st Offense – Misdemeanor	16-11-126(h)(1)	Misdemeanor	20100624
5211	Carrying Weapon Without a License – 2 nd or Subsequent Offense Within 5 Years of Previous Arrest - Felony	16-11-126(h)(1)	Felony	20100624
5217	Alters/Counterfeits, or Possesses Altered/Counterfeit Weapons Carry License With Intent to Misrepresent Information – Felony	16-11-129(g)	Felony	20100624
5270	Carrying Weapon or Long Gun in Government Building – Misdemeanor	16-11-127(b)(1)	Misdemeanor	20100624
5271	Carrying Weapon or Long Gun in Government Building – 2 nd or Subsequent Offense – Felony	16-11-127(b)(1)	Felony	20100624
5272	Carrying Weapon or Long Gun in Courthouse - Misdemeanor	16-11-127(b)(2)	Misdemeanor	20100624
5273	Carrying Weapon or Long Gun in Courthouse– 2 nd or Subsequent Offense – Felony	16-11-127(b)(2)	Felony	20100624
5274	Carrying Weapon or Long Gun in Jail or Prison – Misdemeanor	16-11-127(b)(3)	Misdemeanor	20100624
5275	Carrying Weapon or Long Gun in Jail or Prison – 2 nd or Subsequent Offense – Felony	16-11-127(b)(3)	Felony	20100624
5280	Carrying Weapon or Long Gun in Place of Worship - Misdemeanor	16-11-127(b)(4)	Misdemeanor	20100624
5281	Carrying Weapon or Long Gun in Place of Worship – 2 nd or Subsequent Offense – Felony	16-11-127(b)(4)	Felony	20100624
5282	Carrying Weapon or Long Gun in State Mental Health Facility Defined in O.C.G.A. 37-1-1 - Misdemeanor	16-11-127(b)(5)	Misdemeanor	20100624
5283	Carrying Weapon or Long Gun in State Mental Health Facility Defined in O.C.G.A. 37-1-1 – Felony	16-11-127(b)(5)	Felony	20100624
5284	Carrying Weapon or Long Gun in Bar Without Owner Permission – Misdemeanor	16-11-127(b)(6)	Misdemeanor	20100624
5285	Carrying Weapon or Long Gun in Bar Without Owner Permission – 2 nd or Subsequent Offense – Felony	16-11-127(b)(6)	Felony	20100624
5286	Carrying Weapon or Long Gun On Premises of Nuclear Power Facility Except as Provided in O.C.G.A. 16-11-127.2 - Misdemeanor	16-11-127(b)(7)	Misdemeanor	20100624
5292	Carrying Weapon or Long Gun On Premises of Nuclear Power Facility Except as Provided in O.C.G.A. 16-11-127.2 - 2 nd or Subsequent Offense – Felony	16-11-127(b)(7)	Felony	20100624
5293	Carrying Weapon or Long Gun in Polling Place Except as Provided in O.C.G.A. 21-2-313(i)– Misdemeanor	16-11-127(b)(8)	Misdemeanor	20100624
5294	Carrying Weapon or Long Gun in Polling Place Except	16-11-	Felony	20100624

	as Provided in O.C.G.A. 21-2-313(i)– Felony	127(b)(8)		
5295	Carrying Weapon Within School Safety Zones, School Function or School Property as License Holder - Misdemeanor	16-11-127.1(b)(1)	Misdemeanor	20100624
5296	Carrying Weapon Within School Safety Zones, School Function or School Property as Non-License Holder - Misdemeanor	16-11-127.1(b)(1)	Felony	20100624
5543	Violation of O.C.G.A. 43-4A-14 Relating to Athletic Agent Notice of Contract to Athletic Director – Felony	43-4A-14	Felony	20100701

ATTACHMENT B
EXPIRED CCH CHARGE CODES

The following charges are now expired. When a code has an expiration date, the code can be changed to another code (providing both codes fall with the effective and expired dates) and, if the agency deems necessary, the code can be added, i.e. the defendant is charged with another count or the court must list each charge separately, etc.

The Expiration Date is 08/16/2010; charge codes will be removed from AFIS on 08/16/2010.

CCH CODE	DESCRIPTION	STATUTE	SEVERITY	REASON
1124	Restrictions on Registered Sex Offenders Who Reside/Work/Loiter/Near Areas Where Minors Congregate – Felony	42-1-15	Felony	Assigned new Charge Codes for different paragraphs under O.C.G.A. 42-1-15
1142	Registered Sex Offender Intentionally Photographing a Minor Without Consent of Parent or Guardian - Misdemeanor	42-1-15(d)	Misdemeanor	O.C.G.A. 42-1-15(d) is now 1162 Registered Sex Offender Not Allowed to Loiter at Any Child Care Facility, School or Area Where Minors Congregate – Felony New Statute O.C.G.A. 42-1-18(b), Intentionally Photograph a Minor Without Consent of Parent or Guardian – Awaiting State Attorney General approval for fingerprinting
1188	Sexual Assault Against Person in Custody, on Probation or Parole, Patient in Hospital, Etc. – Felony	16-5-5.1	Felony	Assigned new Charge Codes for different paragraphs under O.C.G.A. 16-5-5.1
1387	Street Gang Activity	16-15-4	Felony	Assigned new Charge Codes for different paragraphs under O.C.G.A. 16-10-15
2520	Altering or Counterfeiting Pistol License	16-11-129(g)	Felony	Statute literal description was amended effective 06/24/2010. New Charge Code 5217 - Alters/Counterfeits, or Possesses Altered/Counterfeit Weapons Carry License With Intent to Misrepresent Information – Felony
2694	Financial Identity Fraud	16-9-121	Felony	Assigned new Charge Codes for different paragraphs under O.C.G.A. 16-9-121(a)

2978	Interference with Electronic Monitoring Devices – Felony	16-7-29(d)	Felony	Assigned new Charge Codes for different paragraphs under O.C.G.A. 16-7-29(b)
3507	Violation of Georgia Controlled Substance Act	16-13-56	Misdemeanor	Non-Fingerprintable Statute
5035	Intimidate or Impede Grand Juror/Petit Juror or Court Officer – Felony	16-10-97	Felony	Assigned new Charge Codes for different paragraphs under O.C.G.A. 16-10-97(a)
5224	Carrying Concealed Weapon – Misdemeanor	16-11-126(b)(1)	Misdemeanor	Assigned new Charge Codes for different paragraphs under O.C.G.A. 16-11-126(h) and O.C.G.A. 16-11-127(b)
5225	Carrying Concealed Weapon Felony	16-11-126(b)(2)	Felony	
5227	Carrying a Pistol Without a License – Misdemeanor	16-11-128(b)(1)	Misdemeanor	
5228	Carrying a Pistol Without a License – Felony	16-11-128(b)(2)	Felony	
5268	Carrying Weapons Within School Safety Zones, At School Functions or On School Property – Felony	16-11-127.1	Felony	Assigned Misdemeanor and Felony Charge Codes under O.C.G.A. 16-11-127.1(b)(1) 5295 Carrying Weapon Within School Safety Zones, School Function or School Property as License Holder – Misdemeanor 5296 Carrying Weapon Within School Safety Zones, School Functions or School Property as Non-License Holder – Felony
5588	Notice of Existence of Contract to Athletic Director (O.C.G.A. 43-4A-16) - Felony	43-4A-12	Felony	Statute O.C.G.A. 43-4A-16 redesignated as O.C.G.A. 43-4A-14. New Statute O.C.G.A. 43-4A-14 5543 Violation of O.C.G.A. 43-4A-14 Relating to Athletic Agent Notice of Contract to Athletic Director – Felony

ATTACHMENT C
CCH CHARGE CODE LITERAL DESCRIPTION MODIFIED

The following charge code's literal description has been modified.

CCH CODE	OLD DESCRIPTION	NEW DESCRIPTION	STATUTE	SEVERITY	REASON
1384	Dissemination of Information Relating to Terroristic Acts Via Computer	Dissemination of Information Relating to Terroristic Acts Via Computer - Misdemeanor	16-11-37.1	Misdemeanor	New Felony Charge Created 1385 Dissemination of Information Relating to Terroristic Acts Via Computer – Felony