



LEGISLATIVE ALERT #4 (Final)

4/8/2015

Active Bills					
<u>ACTIVE BILL #</u>	<u>*/**</u>	<u>STATUS-</u>	<u>AUTHORS</u>	<u>TITLE AND/OR SUMMARY</u>	<u>GACP COMMENTS</u>
HB1 (Passed)	**	Sent to Governor for his Signature	Peake - 141st Gravley - 67th Kaiser - 59th Ramsey - 72nd McCall - 33rd Golick - 40th	"Haleigh's Hope" - Concerns the regulated use of cannabis oil to treat certain medical conditions. http://www.legis.ga.gov/Legislation/en-US/display/20152016/HB/1	The committee allowed a higher THC concentration to be placed into the bill as well as extended the illnesses for persons over 18 years of age.
HB17 (Passed)	*	Sent to Governor for his Signature	Spencer - 180th Oliver - 82nd Rakestraw - 19th & Others	"Hidden Predator Act" - Extends the statute of limitations for childhood sexual abuse, tolling of limitations for a minor cause of action and confidentiality of records http://www.legis.ga.gov/Legislation/en-US/display/20152016/HB/17	This is a very good bill which enables criminal and civil penalties to be imposed on sex offenses after the normal statute of limitations.
HB71 (Passed)	**	Sent to Governor for his Signature	Tanner - 9th Golick - 40th Caldwell - 131st Atwood - 179th Oliver - 82nd Fleming - 121st	Affects the Crime Victims' Bill of Rights and includes communication and information sharing between pardons and paroles and allows input from victims before a pardon is granted or a death sentence is commuted to a life sentence. http://www.legis.ga.gov/Legislation/en-US/display/20152016/HB/71	Several changes in this bill have made this bill passable.

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HB110 (Passed)	*	Sent to Governor for his Signature	Roberts - 155th Turner - 21st & Others	Allows additional sale of fireworks, but limits the types of fireworks. It also limits the use of fireworks to certain hours. http://www.legis.ga.gov/Legislation/en-US/display/20152016/HB/110	No Comment
HB225 (Passed)	*	Sent to Governor for his Signature	Powell - 32nd Dunahoo - 30th Hitchens - 161st	Defines "For-Hire Drivers", specifies insurance requirements, etc. http://www.legis.ga.gov/Legislation/en-US/display/20152016/HB/225	This allows for companies such as "Lift" and "Uber" (Private cars and rideshare from mobile phones).
HB233 (Passed)	**	Sent to Governor for his Signature	Atwood - 179th Dudgeon - 25th Geisinger - 48th Dunahoo - 30th Jasperse - 11th	Relates to state asset forfeitures http://www.legis.ga.gov/Legislation/en-US/display/20152016/HB/233	This is basically the same as last year's end version of HB1 dealing with state asset forfeitures. This is a good and very acceptable bill. The bill consolidates all of the sections of the O.C.G.A. dealing with forfeitures into one area of the code.

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HB452 (Passed)	*	Sent to Governor for his Signature	Ballinger - 23rd Efstration - 104th Fleming - 121st Powell - 32nd	Added Criminal Family Violence orders to the Protective Order Registry http://www.legis.ga.gov/Legislation/en-US/display/20152016/HB/452	Allows for Criminal Family Violence orders, including stay-away orders in bond or probation conditions, to be entered into the registry.
HB461 (Passed)	**	Sent to Governor for his Signature	Shaw - 176th Strickland - 111th Stephens - 165th Maxwell - 17th & Others	Relates to changes in metal theft definitions and provides for additional penalties for non-reporting. http://www.legis.ga.gov/Legislation/en-US/display/20152016/HB/461	This bill tweaked the major metal theft bill that became law several years ago. After changes were made in the original draft, it is now an acceptable piece of legislation.
HB492 (Passed)	**	Sent to Governor for his Signature	Jasperse - 11th Powell - 32nd Meadows - 5th Hightower - 68th Ballinger - 23rd Roberts - 155th	Changes the definitions of some weapons that may be carried on school property. http://www.legis.ga.gov/Legislation/en-US/display/20152016/HB/492	Acceptable bill even to critics of General Gun Legislation.

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SB72 (Passed)	**	Sent to Governor for his Signature	Mullis - 53rd Harper - 7th Watson - 1st Albers - 56th & Others	Crimes stated for injuring or killing law enforcement dogs and other law enforcement animals. http://www.legis.ga.gov/Legislation/en-US/display/20152016/SB/72	This bill protects law enforcement K-9s and other law enforcement animals such as horses. This is a good bill. Added to this bill were concepts in HB578 dealing with expanding the harassing phone call statute to include electronic and on-line harassment.
SB94 (Passed)	**	Sent to Governor for his Signature	Bethel - 54th Cowsert - 46th	Relates to criminal procedure and witness identification accuracy. http://www.legis.ga.gov/Legislation/en-US/display/20152016/SB/94	Acceptable to GACP *Law enforcement agencies may have to change their policies on Eye Witness Identification. Additionally, added via HB430: 1. School police may execute search warrants outside of school zones with exceptions. 2. Cleans-up private property and the use of body cameras. 3. Etc.
SB134 (Passed)	**	Sent to Governor for his Signature	Stone - 23rd Beach - 21st Jones - 22nd Thompson - 5th Miller - 49th Jones - 10th	Concerns the use of speed detection devices - would eliminate the over 17mph exemption to the 40% rule. http://www.legis.ga.gov/Legislation/en-US/display/20152016/SB/134	Comments regarding SB134: This bill should be referred to as the 35% bill. It only allows for exemptions to the maximum amount of fine money collected by using speed detection devices if the violator exceeds 20 MPH over the posted speed limit. The tabulation is computed by reviewing speed detection fines as it relates to the law enforcement budget. Additionally, fines collected for citations for violations of the O.C.G.A. 40-6-180 shall be included as part of the 35%. GACP encourages you to read this bill and adhere to the letter and spirit of the modified code section.

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SB185	*	Did not Pass	Tippins - 37th Unterman - 45th Millar - 40th Thompson - 14th Miller - 49th Hill - 32nd	Requests a clinical trial of Cannabidiol use for treating Georgia residents under 18 years of age for medically-resistant Epilepsies. http://www.legis.ga.gov/Legislation/en-US/display/20152016/SB/185	HB1 trumped over this bill.

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Non-Active Bills

The bills below failed to move out of the originating chamber by the 30th legislative day, which was 3/13/15. Typically, unless something unusual happens, the content of bills that have become non-active will not become law this year. However, a word of caution - the bills below may be resurrected next year for this session. This year (2015) is the first year of a two year session.

<u>NON-ACTIVE BILL #</u>	<u>*/**</u>	<u>STATUS-ASSIGNED TO</u>	<u>AUTHORS</u>	<u>TITLE AND/OR SUMMARY</u>	<u>GACP COMMENTS</u>
HB5		Did Not Pass	Geisinger - 48th Kidd - 145th McCall - 33rd Rice - 95th Bentley - 139th	Regulates the lawful use/possession of drones and the images obtained through their usage.	
HB10		Did Not Pass	Mayo - 84th Kaiser - 59th Drenner - 85th Williams - 87th Waites - 60th	Drivers of motor vehicles can only conduct hands-free telephone calls.	
HB32		Did Not Pass	Mitchell - 88th Scott - 76th	Requires law enforcement officers to be equipped with body cameras and provides regulations.	

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HB33		Did Not Pass	Taylor - 79th Jacobs - 80th Hitchens - 16st Tanner - 9th Lumsden - 12th Marin - 96th	Provides for the criminal offenses of resisting, obstructing, hindering, or opposing a code enforcement officer.	
HB44		Did Not Pass	Smith - 125th	Prohibits the operation of drones in certain areas - relating to interference with property rights.	
HB54		Did Not Pass	Waites - 60th Powell - 32nd Scott - 76th & Others	Provides college tuition for children of officers who died in the line of duty (law enforcement, fire fighters, correctional officers, etc.)	

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HB56		Did Not Pass	Tanner - 9th Golick - 40th Hugley - 136th Efstration - 104th & Others	Provides regulations and provisions for the issuance, use and execution of No-Knock Search Warrants.	
HB93		Did Not Pass	Pezold - 133rd Ramsey - 72nd Allison - 8th Atwood - 179th Powell - 32nd Caldwell - 20th	Provides provisions for the identification and regulation of motor vehicles and prohibits law enforcement from retaining license plate data obtained from automated license plate recognition systems for certain periods. The limit stated in the bill is 30 days.	
HB103	**	Did Not Pass	Belton - 112th Dickerson - 113th Tanner - 9th & Others	Prohibits any person from intentionally causing a minor to be identified as the individual in an obscene depiction.	

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HB430		Did Not Pass	Efstration - 104th Atwood - 179th Reeves - 34th Lumsden - 12th	Relates to search and seizure, invasion of privacy, wiretapping, and surveillance *Concepts in HB 430 were added to SB94, which passed and was sent to the Governor for his signature.	This is a complex bill - *Concepts added to SB94 and passed as SB94: 1) School police may execute search warrants outside of school zones jointly with law enforcement from local jurisdictions. 2) Attempts to clean-up private property and the use of body cameras. 3) Etc.
HB494		Did Not Pass	Gravley - 67th Hitchens - 161st Cook - 18 & & Others	Allows POST to issue firearm carry cards for qualified retired law enforcement officers for a set fee. (HR218-Federal Legislation)	
SB6		Did Not Pass	McKoon - 29th Crane - 28th Gooch - 51st Heath - 31st Ginn - 47th Ligon - 3rd	Specifies that only a non-citizen with a lawful alien status may obtain a license, permit, or card; and requires the Department of Driver Services to participate in the Records and Information from DMVs for E-Verify Initiative of the United States Department of Homeland Security.	

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SB7		Did Not Pass	Thompson -5th	Proposes the use of marijuana to treat certain medical illnesses without provisions.	
SB37		Did Not Pass	Ramsey - 43rd Davenport - 44th Unterman - 45th Tate - 38th Butler - 55th Seay - 34th	Requires law enforcement officers with arrest powers to report allegations of rape to a local law enforcement agency with concurrent jurisdiction and to cooperate fully.	
SB45		Did Not Pass	Fort - 39th Henson - 41st Davenport - 44th Tate - 38th Seay - 34th Butler - 55th	Allows the use of No-Knock search warrants and provides provisions and regulations for the issuance and use of force in the execution of the warrants.	

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SB46		Did Not Pass	Fort - 39th Jones - 10th Davenport - 44th Henson - 41st Tate - 38th Seay - 34th	Requires certain peace officers to wear body cameras and recording devices while on duty.	
SB48		Did Not Pass	Fort - 39th Jones - 22nd Rhett - 33rd Parent - 42nd Orrock - 36th Lucas - 26th	Prohibits restoration of gun rights to persons who have been convicted of a forcible felony.	
SB49		Did Not Pass	Fort - 39th Jones - 10th Henson - 41st Davenport - 44th Tate - 38th Seay - 34th	Repeals the statute relating to the defense of self or others as an absolute defense.	

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SB50		Did Not Pass	Fort - 39th Henson - 41st Davenport - 44th Butler - 55th Tate - 38th Seay - 34th	Relates to the appointment of a prosecuting attorney when a law enforcement officer is accused of a felony or an act of family violence.	

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