

House Bill 40

By: Representatives Day of the 126<sup>th</sup>, Stephens of the 123<sup>rd</sup>, Roberts of the 131<sup>st</sup>, Snow of the 1<sup>st</sup> and Jenkins of the 93<sup>rd</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 16-11-126 of the Official Code of Georgia Annotated, relating to  
2 the offense of carrying a concealed weapon, so as to provide that the provisions of said Code  
3 section shall not forbid any person who is not among those enumerated as ineligible for a  
4 license under Code Section 16-11-129 from transporting a loaded firearm in any private  
5 passenger motor vehicle; to repeal certain provisions relating to the authorization of a person  
6 with a valid permit issued pursuant to Code Section 16-11-129 to carry a handgun in any  
7 location in a motor vehicle; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Code Section 16-11-126 of the Official Code of Georgia Annotated, relating to the offense  
11 of carrying a concealed weapon, is amended by striking subsection (d) in its entirety and  
12 inserting in lieu thereof a new subsection (d) to read as follows:

13 "(d) This Code section shall not forbid the transportation of any firearm by a person who  
14 is not among those enumerated as ineligible for a license under Code Section 16-11-129,  
15 provided the firearm is enclosed in a case, unloaded, and separated from its ammunition.  
16 This Code section shall not forbid any person who is not among those enumerated as  
17 ineligible for a license under Code Section 16-11-129 from transporting a loaded firearm  
18 in any private passenger motor vehicle ~~in an open manner and fully exposed to view or in~~  
19 ~~the glove compartment, console, or similar compartment of the vehicle; provided, however,~~  
20 ~~that any person in possession of a valid permit issued pursuant to Code Section 16-11-129~~  
21 ~~may carry a handgun in any location in a motor vehicle."~~

22 **SECTION 2.**

23 All laws and parts of laws in conflict with this Act are repealed.