

House Bill 418

By: Representative Mobley of the 58th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling
2 and other trade practices, so as to provide that no convenience store shall be operated in this
3 state unless installed therein for use at all times by each employee operating a cash register
4 is a secured safety enclosure of transparent polycarbonate or other material that meets certain
5 standards; to define a certain term; to provide a penalty; to provide an effective date; to
6 repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other
10 trade practices, is amended by adding immediately following Article 33 a new Article 34 to
11 read as follows:

12 "ARTICLE 34

13 10-1-900.

14 As used in this article, the term 'convenience store' means a business that is engaged
15 primarily in the retail sale of groceries or groceries and gasoline. Businesses which are
16 engaged primarily in the retail sale of gasoline which also offer groceries or food service
17 are included in the definition of a convenience store. The term convenience store shall not
18 include a business that:

- 19 (1) Is solely or primarily a restaurant;
20 (2) Has at least five employees on the premises at all times;
21 (3) Has at least 10,000 square feet of retail space; or
22 (4) Is operated solely by the owner or members of the owner's family and which is not
23 open for business at any time between the hours of 11 p.m. and 5 a.m.

1 10-1-901.

2 On and after January 1, 2004, no convenience store shall be operated in this state unless
3 installed therein for use at all times by each employee operating a cash register is a secured
4 safety enclosure of transparent polycarbonate or other material that meets at least one of
5 the following minimum standards:

6 (1) American Society for Testing and Materials Standard D3935 (classification PC110 B
7 3 0800700) and that has a thickness of at least 0.375 inches and has an impact strength of
8 at least 200 pounds; or

9 (2) Underwriters Laboratory Standard UL 752 for medium power small arms (level one),
10 Bullet Resisting Equipment.

11 10-1-902.

12 Any person, firm, corporation, organization, partnership, or other entity violating the
13 provisions of Code Section 10-1-901 shall be guilty of a misdemeanor."

14 **SECTION 2.**

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