

The Senate Public Safety and Homeland Security Committee offered the following substitute to SB 92:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 38-3-51 of the Official Code of Georgia Annotated, relating to the  
2 emergency powers of the Governor, so as to repeal the Governor's power to suspend or limit  
3 the sale, dispensing, or transportation of firearms in emergencies; to provide for the  
4 coordination of the response of the Department of Human Resources with certain emergency  
5 response plans in the event of a public health emergency; to provide an effective date; to  
6 repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

8 Code Section 38-3-51 of the Official Code of Georgia Annotated, relating to the emergency  
9 powers of the Governor, is amended by striking paragraph (8) of subsection (d) and  
10 paragraph (1) of subsection (i) and inserting in lieu thereof a new paragraph (8) of subsection  
11 (d) and a new paragraph (1) of subsection (i) to read as follows:

12 ~~"(8) Suspend or limit the sale, dispensing, or transportation of alcoholic beverages,~~  
13 ~~firearms, explosives, and combustibles; provided, however, that any limitation on~~  
14 ~~firearms under this Code section shall not include an individual firearm owned by a~~  
15 ~~private citizen which was legal and owned by that citizen prior to the declaration of state~~  
16 ~~of emergency or disaster or thereafter acquired in compliance with all applicable laws of~~  
17 ~~this state and the United States; and"~~

18 ~~"(i)(1) The Governor may direct the Department of Human Resources to coordinate all~~  
19 ~~certain matters pertaining to the response of the state to a public health emergency,~~  
20 ~~consistent with the Federal Response Plan, the National Incident Management System,~~  
21 ~~and the Georgia Emergency Operations Plan, including without limitation:~~

- 22 (A) Planning and executing public health emergency assessments, mitigation,  
23 preparedness response, and recovery for the state;  
24 (B) Coordinating public health emergency responses between state and local  
25 authorities;  
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1 (C) Collaborating with appropriate federal government authorities, elected officials of  
2 other states, private organizations, or private sector companies, relative to public health  
3 issues;

4 (D) Coordinating recovery operations and mitigation initiatives, relative to public  
5 health, subsequent to public health emergencies;

6 (E) Organizing public information activities regarding state public health emergency  
7 response operations, in collaboration with the Georgia Emergency Management  
8 Agency and other response organizations; and

9 (F) Providing for special identification for public health personnel involved in a public  
10 health emergency."

11 **SECTION 2.**

12 This Act shall become effective upon its approval by the Governor or upon its becoming law  
13 without such approval.

14 **SECTION 3.**

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