

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:

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

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

- 23 (A) Planning and executing public health emergency assessments, mitigation,
24 preparedness response, and recovery for the state;
- 25 (B) Coordinating public health emergency responses between state and local
26 authorities;

- 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.