

House Bill 175 (AS PASSED HOUSE AND SENATE)

By: Representatives Smith of the 13<sup>th</sup>, Post 2, Smith of the 87<sup>th</sup>, Smith of the 110<sup>th</sup>, and Smith of the 76<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 16-12-120, relating to certain acts in public transit buses, rapid rail  
2 cars, or stations and penalty, so as to provide that a person may consume and possess bottled  
3 water in a public transit bus, rapid rail car, or rapid rail station; to provide for exceptions; to  
4 provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 16-12-120, relating to certain acts in public transit buses, rapid rail cars, or  
8 stations and penalty, is amended by striking paragraph (4) of subsection (a) and inserting in  
9 its place the following:

10 "(4) Consumes food or beverage or possesses any open food or beverage container,  
11 provided that this paragraph shall not apply to resealable bottled water beverages in  
12 resealable plastic containers, to an operator of a public transit bus at an authorized  
13 layover point, or to a person providing food or beverage to any child under age five;  
14 provided, however, that nothing in this paragraph shall preclude a public transit system  
15 operated or funded by a county, municipality, or consolidated government from  
16 prohibiting the consumption of any beverage in a public transit bus;"

17 **SECTION 2.**

18 All laws and parts of laws in conflict with this Act are repealed.