

House Bill 1493

By: Representative Howard of the 98th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 16-11-61 of the Official Code of Georgia Annotated, relating to
2 peeping Toms, so as to expand the description of the crime; to provide for related matters;
3 to provide for an effective date; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

5 **SECTION 1.**

6 Code Section 16-11-61 of the Official Code of Georgia Annotated, relating to peeping Toms,
7 is amended by striking the Code section and inserting in lieu thereof the following:

8 "16-11-61.

9 (a) It shall be unlawful for any person to ~~be a 'peeping Tom' peep or otherwise observe by~~
10 any means not authorized by this part, including, but not limited to, observing through
11 windows, doors, openings, or other similar places on or about the premises of another for
12 the purpose of spying upon or invading the privacy of another person or to go about or
13 upon the premises of another for the purpose of ~~becoming a 'peeping Tom.'~~ violating this
14 Code section. It shall also be unlawful for any person to observe by any means, including,
15 but not limited to, a telescope, binoculars, camera, motion picture camera, camcorder, or
16 record by electronic means, a person who in the interior of an area in which the occupant
17 has a reasonable expectation of privacy, with the intent to invade the privacy of a person
18 or persons inside. This subsection shall not apply to those areas of a private business used
19 to count currency or other negotiable instruments.

20 (b) ~~As used in this Code section, the term 'peeping Tom' means a person who peeps~~
21 ~~through windows or doors, or other like places, on or about the premises of another for the~~
22 ~~purpose of spying upon or invading the privacy of the persons spied upon and the doing of~~
23 ~~any other acts of a similar nature which invade the privacy of such persons~~ It shall be
24 unlawful for any person to attempt or conspire to violate this Code section."

1 **SECTION 2.**

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

4 **SECTION 3.**

5 All laws and parts of laws in conflict with this Act are repealed.