

Senate Bill 469

By: Senators Dean of the 31st, Jackson of the 50th, Butler of the 55th and Hooks of the 14th

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To amend Code Section 16-6-4 of the Official Code of Georgia Annotated, relating to child
2 molestation and aggravated child molestation, so as to provide the court with an additional
3 punishment tool for the offenses of child molestation and aggravated child molestation; to
4 provide for the Department of Corrections' authority over the defendant; to provide for fees
5 related to monitoring; to provide for related matters; to repeal conflicting laws; and for other
6 purposes.

7 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

8 **SECTION 1.**

9 Code Section 16-6-4 of the Official Code of Georgia Annotated, relating to child molestation
10 and aggravated child molestation, is amended by adding a new subsection to the end of the
11 Code section to read as follows:

12 "(e) The court sentencing a defendant convicted of the offense of child molestation or
13 aggravated child molestation may, in addition to any punishment imposed, including but
14 not limited to a period of incarceration, require the defendant to wear a device capable of
15 tracking the location of the defendant by means including electronic surveillance or global
16 positioning systems. The probation division of the Department of Corrections shall have
17 authority over the defendant to ensure compliance with this subsection. Unless the
18 defendant is indigent, the Department of Corrections shall assess and collect fees from the
19 defendant for such monitoring at levels set by regulation by the department. Further, the
20 court may prohibit the defendant from entering or remaining present at the victim's school,
21 place of employment, place of residence, or other specified place at times when the victim
22 is present or from entering or remaining present in areas where minors congregate, child
23 care facilities, or schools as those terms are defined in subsection (a) of Code Section
24 42-1-13."

1 **SECTION 2.**

2 All laws and parts of laws in conflict with this Act are repealed.