

House Bill 1456 (FLOOR SUBSTITUTE) (AM)

By: Representatives Greene of the 134th and Smith of the 13th, Post 2

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 16 of the Official Code of Georgia Annotated, relating to crimes and
2 offenses, so as to change certain provisions relating to aggravated assault; to change certain
3 provisions relating to penalties for various theft offenses under Code Sections 16-8-2 through
4 16-8-9; to change certain provisions relating to armed robbery, robbery by intimidation, and
5 taking a controlled substance from a pharmacy in the course of committing such offense; to
6 repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, is
10 amended in Code Section 16-5-21, relating to aggravated assault, by inserting a new
11 subsection to read as follows:

12 "(f.1) Any person who commits the offense of aggravated assault upon a person in the
13 course of violating Code Section 16-8-2 where the property that was the subject of the
14 theft was a vehicle engaged in commercial transportation of cargo or any appurtenance
15 thereto, including without limitation any such trailer, semitrailer, container, or other
16 associated equipment, or the cargo being transported therein or thereon, shall upon
17 conviction be punished by imprisonment for not less than five years nor more than 20
18 years, a fine not less than \$50,000.00 nor more than \$200,000.00, or both such fine and
19 imprisonment. For purposes of this subsection, the term 'vehicle' includes without
20 limitation any railcar."

21 **SECTION 2.**

22 Said title is further amended in Code Section 16-8-12, relating to penalties for violations of
23 Code Sections 16-8-2 through 16-8-9, by striking "or" at the end of paragraph (6), striking
24 the period at the end of paragraph (7) and inserting "; or" in lieu thereof, and adding a new
25 paragraph in subsection (a) to read as follows:

