

Senate Bill 263

By: Senator Douglas of the 17th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 16 of Title 43 of the Official Code of Georgia Annotated, relating to
2 firearms dealers, so as to transfer authority for the regulation of firearms dealers from the
3 Department of Public Safety to the State Revenue Department; to provide for an effective
4 date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Chapter 16 of Title 43 of the Official Code of Georgia Annotated, relating to firearms
8 dealers, is amended by striking Code Section 43-16-1, relating to a definition regarding
9 firearms dealers, and inserting in its place a new Code Section 43-16-1 to read as follows:
10 "43-16-1.

11 As used in this chapter, the term 'department' means the Department of ~~Public Safety~~
12 Revenue."

13 style="text-align:center">**SECTION 2.**

14 Said chapter is further amended by striking Code Section 43-16-10, relating to license
15 revocation of firearms dealers, and inserting in its place a new Code Section 43-16-10 to read
16 as follows:

17 "43-16-10.

18 The department shall have the power to revoke any license ~~granted by it~~ under this chapter
19 to any person, firm, retail dealer, wholesale dealer, pawnbroker, or corporation, or any
20 agent or employee thereof, found by the ~~Board of Public Safety~~ department to be guilty of
21 fraud or willful misrepresentation, or found guilty under the laws of this state of any crime
22 involving moral turpitude, or found guilty of violating Code Section 16-11-101. The
23 department shall have the authority to make and publish reasonable rules and regulations
24 for purposes of administering this chapter."

SECTION 3.

1

2 Said chapter is further amended by striking Code Section 43-16-11, relating to proceedings
3 regarding license revocation, and inserting in its place a new Code Section 43-16-11 to read
4 as follows:

5 "43-16-11.

6 ~~All proceedings for the revocation of licenses issued under this chapter shall be governed~~
7 ~~by Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act.'~~ All proceedings for
8 the revocation of licenses issued under this chapter shall be conducted in the same manner
9 as proceedings for the revocation of licenses under Title 3."

10

SECTION 4.

11 This Act shall become effective on July 1, 2005.

12

SECTION 5.

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