

House Bill 753

By: Representatives England of the 108th, Ralston of the 7th, Miller of the 106th, Benton of the 31st, and Bearden of the 68th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 19-13-1 of the Official Code of Georgia Annotated, relating to the
2 definition of "family violence," so as to revise such definition; to provide an effective date;
3 to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

6 Code Section 19-13-1 of the Official Code of Georgia Annotated, relating to the definition
7 of "family violence," is amended by striking said Code section in its entirety and inserting
8 in lieu thereof the following:

9 "19-13-1.

10 As used in this article, the term 'family violence' means the occurrence of one or more of
11 the following acts between past or present spouses, persons who are parents of the same
12 child, parents and children, stepparents and stepchildren, foster parents and foster children,
13 or other persons living or formerly living in the same household:

- 14 (1) Any felony involving acts of aggression or violence towards the victim; or
15 (2) Commission of offenses of battery, simple battery, simple assault, assault, stalking,
16 criminal damage to property, unlawful restraint, or criminal trespass.

17 The term 'family violence' shall not be deemed to include reasonable discipline
18 administered by a parent to a child in the form of corporal punishment, restraint, or
19 detention."

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

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

23 style="text-align:center">**SECTION 3.**

24 All laws and parts of laws in conflict with this Act are repealed.