

Senate Bill 259

By: Senator Johnson of the 1st

**AS PASSED SENATE**

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated,  
2 relating to crimes involving dangerous instrumentalities and practices, so as to repeal  
3 provisions relating to the crime of discharging a firearm on Sunday; to provide for related  
4 matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to  
8 crimes involving dangerous instrumentalities and practices, is amended by striking Code  
9 Section 16-11-105, relating to the crime of discharging a firearm on Sunday, and inserting  
10 in its place the following:

11 "16-11-105.

12 Reserved.

13 ~~(a) It shall be unlawful for any person willfully or wantonly to fire or discharge a firearm~~  
14 ~~on Sunday.~~

15 ~~(b) This Code section shall not apply to:~~

16 ~~(1) Persons who fire or discharge a firearm in defense of person or property;~~

17 ~~(2) Law enforcement officers;~~

18 ~~(3) Persons who fire or discharge a firearm at a firing range approved and supervised by~~  
19 ~~representatives of a local, state, or national gun club;~~

20 ~~(4) Any landowner on his own land nor to any member of the immediate family, guest,~~  
21 ~~invitee, or lessee of the property owner; or~~

22 ~~(5) Any person hunting on publicly owned land when the administering agency has~~  
23 ~~opened such land to public hunting.~~

24 ~~(c) Any person who violates subsection (a) of this Code section is guilty of a~~  
25 ~~misdemeanor."~~

1 **SECTION 2.**

2 All laws and parts of laws in conflict with this Act are repealed.