

The House Committee on Public Safety offers the following substitute to HB 465:

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 20-2-1180 of the Official Code of Georgia Annotated, relating to
2 loitering upon school premises or within a school safety zone, penalties for violations,
3 required check in of visitors, and posting signs of required check in, so as to change certain
4 provisions relating to failure to leave school premises after being requested to leave; to
5 change certain provisions relating to check in requirements and exceptions; to repeal
6 conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Code Section 20-2-1180 of the Official Code of Georgia Annotated, relating to loitering upon
10 school premises or within a school safety zone, penalties for violations, required check in of
11 visitors, and posting signs of required check in, is amended by striking subsections (b) and
12 (c) and inserting in lieu thereof the following:

13 "(b) Any person who ~~shall not have any~~:

14 (1) Is legitimate cause or need to be present upon the premises or within the school
15 safety zone of any public or private school in this state ~~who shall willfully fail and~~
16 willfully fails to remove himself or herself from such premises after the principal or
17 designee of such school ~~shall request~~ requests him or her to do so; or

18 (2) Fails to check in at the designated location as required by subsection (c) of this Code
19 section and willfully fails to remove himself or herself from such premises after the
20 principal or designee of such school requests him or her to do so

21 shall be guilty of a misdemeanor of a high and aggravated nature.

22 (c) Upon entering any ~~elementary or secondary~~ school building between the official
23 starting time and the official dismissal time, any person who is not a student at such
24 school, an employee of the school or school system, a school board member, an approved
25 volunteer following the established guidelines of the school, or a person who has been
26 invited to or otherwise authorized to be at the school by a principal, teacher, counselor,

1 or other authorized employee of the school shall check in at the designated location as
 2 stated on posted signs and provide a reason for his or her presence at the school. ~~Failure~~
 3 ~~to check in at the designated location as provided in this subsection shall be prima-facie~~
 4 ~~evidence that such person is in violation of subsection (b) of this Code section.~~

5 (c.1) Subsections (b) and (c) of this Code section ~~This subsection~~ shall not apply to law:

6 (1) Law enforcement officers, firefighters, emergency medical technicians or paramedics,
 7 or any public safety or emergency management officials in the performance of an
 8 emergency call or to other persons making authorized deliveries to the school. ~~This~~
 9 ~~subsection shall not apply to any:~~

10 (2) Any person entering a school which serves as an official polling place for the purpose
 11 of voting on election day; ~~or~~

12 (3) Any person attending or participating in an academic or athletic event while
 13 remaining in the authorized area; or

14 (4) A parent, grandparent, or guardian listed on a child's pick-up list who fails to
 15 sign-in while delivering school supplies, food, clothing, or other legitimate business and
 16 who has not previously been sanctioned by school officials for disrupting a school.

17 (c.2) Notwithstanding the provisions of paragraph (4) of subsection (c.1) of this Code
 18 section, a local school system is authorized to implement a requirement that a parent,
 19 grandparent, or guardian listed on a child's pick-up list sign-in while delivering school
 20 supplies, food, clothing, or other legitimate business, and, if a local school system has
 21 done so, the provisions of subsections (b) and (c) of this Code section shall apply to any
 22 person failing to comply with such requirement."

23 SECTION 2.

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