

Senate Bill 20

By: Senators Hill of the 32nd and Thompson of the 33rd

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 6 of Title 16 of the Official Code of Georgia Annotated, relating to sexual
2 offenses, so as to provide that it shall be unlawful to have carnal knowledge with a disabled
3 person who is incapable of granting consent; to provide for penalties; 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 style="text-align:center">**SECTION 1.**

7 Chapter 6 of Title 16 of the Official Code of Georgia Annotated, relating to sexual offenses,
8 is amended by adding a new Code section to read as follows:

9 "16-6-26.

10 (a) As used in this Code section, the term 'disabled person' means any person with a mental
11 or emotional illness, developmental disability, or addictive disease.

12 (b) It shall be unlawful for any person to have carnal knowledge with a disabled person
13 of the age of majority whom he or she knows or reasonably should know is incapable of
14 giving consent to such activity.

15 (c) A person convicted of violating the provisions of this Code section shall be punished
16 by imprisonment for not less than ten nor more than 20 years."

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

18 All laws and parts of laws in conflict with this Act are repealed.