

Senate Bill 43

By: Senators Rogers of the 21st, Whitehead, Sr. of the 24th, Williams of the 19th, Johnson of the 1st, Heath of the 31st and others

A BILL TO BE ENTITLED

AN ACT

1 To amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia  
2 Annotated, relating to carrying and possession of firearms, so as to prohibit certain  
3 employers from prohibiting employees from lawfully carrying and possessing firearms in  
4 locked motor vehicles; to provide for immunity for employers who allow employees to  
5 possess firearms in locked vehicles on the premises of such employer; to provide for civil  
6 remedies; to provide for related matters; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated,  
10 relating to carrying and possession of firearms, is amended by adding a new Code section to  
11 read as follows:

12 "16-11-135.

13 (a) Except as provided in this Code section, no private or public employer shall establish,  
14 maintain, or enforce any policy or rule that has the effect of prohibiting an employee from  
15 transporting or storing a firearm in a locked motor vehicle in any parking lot, parking  
16 garage, or other employee parking area.

17 (b) Subsection (a) of this Code section shall not apply:

18 (1) To an employer providing applicable employees with a secure parking area which  
19 restricts general public access through the use of a gate, security station, or other similar  
20 means of limiting public access into the parking area;

21 (2) To vehicles owned or leased by an employer and used by the employee in the course  
22 of his or her business;

23 (3) To an employee who is restricted from carrying or possessing a firearm on the  
24 employer's premises due to a pending or completed disciplinary action;

25 (4) To any penal institution, correctional institution, detention facility, diversion center,  
26 jail, or similar place of confinement or confinement alternative; or

1       (5) Where transport of a firearm on the premises of the employer is prohibited by state  
2       or federal law.

3 (c) No employer shall be held liable in any civil action for damages resulting from or  
4 arising out of an occurrence involving the transportation, storage, possession, or use of a  
5 firearm pursuant to this Code section."

## SECTION 2.

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