

Senate Bill 79

By: Senators Hamrick of the 30th, Smith of the 52nd, Cowser of the 46th and Carter of the 13th

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To amend Chapter 4 of Title 16 of the Official Code of Georgia Annotated, relating to
2 criminal attempt, conspiracy, and solicitation, so as to increase the maximum punishment for
3 convictions for criminal attempt to commit felonies punishable by death or life
4 imprisonment; to provide for related matters; to provide for an effective date and
5 applicability; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 4 of Title 16 of the Official Code of Georgia Annotated, relating to criminal attempt,
9 conspiracy, and solicitation, is amended by revising Code Section 16-4-6, relating to
10 penalties for criminal attempt, as follows:

11 "16-4-6.

12 (a) A person convicted of the offense of criminal attempt to commit a crime punishable
13 by death or by life imprisonment shall be punished by imprisonment for not less than one
14 year nor more than ~~ten~~ 30 years.

15 (b) A person convicted of the offense of criminal attempt to commit a felony, other than
16 a felony punishable by death or life imprisonment, shall be punished by imprisonment for
17 not less than one year nor more than one-half the maximum period of time for which he or
18 she could have been sentenced if he or she had been convicted of the crime attempted, by
19 one-half the maximum fine to which he or she could have been subjected if he or she had
20 been convicted of the crime attempted, or both.

21 (c) A person convicted of the offense of criminal attempt to commit a misdemeanor shall
22 be punished as for a misdemeanor."

23 **SECTION 2.**

24 This Act shall become effective on July 1, 2007, and shall apply to all crimes committed on
25 and after that date.

- 1 **SECTION 3.**
- 2 All laws and parts of laws in conflict with this Act are repealed.