

The House Committee on State Institutions and Property offers the following substitute to SB 235:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 42-5-35 of the Official Code of Georgia Annotated, relating to the  
2 conferral of police powers by the commissioner of the Department of Corrections, so as to  
3 provide that certified correctional employees of the Department of Corrections who leave the  
4 department under certain conditions may retain their badges; to repeal conflicting laws; and  
5 for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 42-5-35 of the Official Code of Georgia Annotated, relating to the conferral  
9 of police powers by the commissioner of the Department of Corrections, is amended by  
10 adding a new subsection to read as follows:

11 "(c) Correctional employees leaving the service of the department under honorable  
12 conditions who have accumulated 25 or more years of service with the department as a  
13 certified peace officer or who are killed in the line of duty shall be entitled as part of such  
14 employee's compensation to retain his or her department issued badge or have such badge  
15 given to his or her surviving family member. If a correctional employee serving in a  
16 certified position leaves the service of the department due to a disability that arose in the  
17 line of duty and the disability prevents the employee from working as a law enforcement  
18 officer, then the employee shall be entitled as part of such employee's compensation to  
19 retain his or her department issued badge regardless of his or her number of years of  
20 service with the department. The board is authorized to promulgate rules and regulations  
21 for the implementation of this subsection."

22 **SECTION 2.**

23 All laws and parts of laws in conflict with this Act are repealed.