

Senate Bill 89

By: Senators Butler of the 55th, Williams of the 19th, Brown of the 26th, Mullis of the 53rd,
Stoner of the 6th and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 16-12-120 of the Official Code of Georgia Annotated, relating to
2 acts prohibited in public transit buses and rapid rail cars or stations, so as to allow the
3 consumption of food and beverages in a rapid rail station or intermodal bus station; to
4 provide for related matters; to provide for an effective date; 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 16-12-120 of the Official Code of Georgia Annotated, relating to acts
9 prohibited in public transit buses and rapid rail cars or stations, is amended by revising
10 paragraph (4) of subsection (a) as follows:

11 "(4) Consumes food or beverage or possesses any open food or beverage container,
12 provided that this paragraph shall not apply to resealable bottled water beverages in
13 resealable plastic containers, to an operator of a public transit bus at an authorized
14 layover point, or to a person providing food or beverage to any child under age five;
15 provided, however, that nothing in this paragraph shall apply to a rapid rail station or
16 intermodal bus station, unless the public transit system operating such station adopts a
17 policy prohibiting food or beverages in its stations, and further that nothing in this
18 paragraph shall preclude a public transit system operated or funded by a county,
19 municipality, or consolidated government from prohibiting the consumption of any
20 beverage in a public transit bus;"

21 **SECTION 2.**

22 This Act shall become effective on July 1, 2009.

23 **SECTION 3.**

24 All laws and parts of laws in conflict with this Act are repealed.