

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

AS PASSED SENATE

**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 such station, 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24 All laws and parts of laws in conflict with this Act are repealed.