

House Bill 123

By: Representatives Powell of the 171st, Bearden of the 68th, Willard of the 49th, Rynders of the 152nd, Battles of the 15th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 16-10-33 of the Official Code of Georgia Annotated, relating to
2 removal or attempted removal of a weapon from a public official and punishment therefor,
3 so as to clarify that the provision includes stun guns and tasers; to provide for related matters;
4 to provide for an effective date and applicability; to repeal conflicting laws; and for other
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 16-10-33 of the Official Code of Georgia Annotated, relating to removal or
9 attempted removal of a weapon from a public official and punishment therefor, is revised by
10 redesignating subsections (a) through (c) as subsections (b) through (d), respectively, and
11 inserting a new subsection (a) to read as follows:

12 "(a) For the purposes of this Code section, the term 'firearm' shall include stun guns and
13 tasers. A stun gun or taser is any device that is powered by electrical charging units such
14 as batteries and emits an electrical charge in excess of 20,000 volts or is otherwise capable
15 of incapacitating a person by an electrical charge."

16 **SECTION 2.**

17 This Act shall become effective on July 1, 2011, and shall apply to offenses committed on
18 or after such date.

19 **SECTION 3.**

20 All laws and parts of laws in conflict with this Act are repealed.