

House Bill 286

By: Representatives Marin of the 96th, Wilkinson of the 52nd, Mitchell of the 88th, Benfield of the 85th, and Floyd of the 99th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 16-11-129 of the Official Code of Georgia Annotated, relating to
2 license to carry a pistol or revolver and temporary renewal permit, so as to provide for
3 training for certain persons licensed to carry a pistol or revolver; to provide an effective date;
4 to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 SECTION 1.

7 Code Section 16-11-129 of the Official Code of Georgia Annotated, relating to license to
8 carry a pistol or revolver and temporary renewal permit, is amended by revising subsection
9 (a) as follows:

10 "(a)(1) **Application for weapons carry license or renewal license; term.** The judge
11 of the probate court of each county may, on application under oath and on payment of a
12 fee of \$30.00, issue a weapons carry license or renewal license valid for a period of five
13 years to any person whose domicile is in that county or who is on active duty with the
14 United States armed forces and who is not a domiciliary of this state but who either
15 resides in that county or on a military reservation located in whole or in part in that
16 county at the time of such application. Such license or renewal license shall authorize
17 that person to carry any weapon in any county of this state notwithstanding any change
18 in that person's county of residence or state of domicile. Applicants shall submit the
19 application for a weapons carry license or renewal license to the judge of the probate
20 court on forms prescribed and furnished free of charge to persons wishing to apply for
21 the license or renewal license. An applicant who is not a United States citizen shall
22 provide sufficient personal identifying data, including, without limitation, his or her place
23 of birth and United States issued alien or admission number, as the Georgia Bureau of
24 Investigation may prescribe by rule or regulation. An applicant who is in nonimmigrant
25 status shall provide proof of his or her qualifications for an exception to the federal
26 firearm prohibition pursuant to 18 U.S.C. Section 922(y). Forms shall be designed to

27 elicit information from the applicant pertinent to his or her eligibility under this Code
 28 section, including citizenship, but shall not require data which is nonpertinent or
 29 irrelevant, such as serial numbers or other identification capable of being used as a de
 30 facto registration of firearms owned by the applicant. The Department of Public Safety
 31 shall furnish application forms and license forms required by this Code section. The
 32 forms shall be furnished to each judge of each probate court within ~~the~~ this state at no
 33 cost.

34 (2) Any applicant born on or after July 1, 1991, shall demonstrate completion of a
 35 firearms safety training course within three years of the date of the application for a
 36 license under this Code section. An applicant may satisfy such training requirement by:

37 (A) Submitting proof that he or she is a peace officer, as such term is defined in Code
 38 Section 35-8-2;

39 (B) Submitting proof that he or she is serving on active duty with the United States
 40 armed forces;

41 (C) Submitting proof that he or she is serving in the active reserve component of the
 42 United States armed forces or Georgia National Guard;

43 (D) Submitting proof that he or she is a firearms safety instructor certified by the
 44 National Rifle Association holding a rating as a personal protection instructor or pistol
 45 marksmanship instructor; or

46 (E) Submitting proof of having received basic firearms instruction provided by a law
 47 enforcement officer, a nationally recognized organization that promotes gun safety, or
 48 a licensed firearms dealer. Such instruction shall include instruction on the features of
 49 a handgun and a brief explanation of loading, firing, and unloading of the weapon;
 50 provided, however, that live firing shall not be required. Proof of such training shall
 51 be a notarized affidavit signed by the person providing the instruction with his or her
 52 address and position and an identifying number, such as a badge number or firearm
 53 dealer license number, or a certificate of training issued by a national organization that
 54 promotes gun safety."

55 **SECTION 2.**

56 This Act shall become effective on January 1, 2012.

57 **SECTION 3.**

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