

House Bill 261 (AS PASSED HOUSE AND SENATE)

By: Representatives Atwood of the 179<sup>th</sup>, Wilkinson of the 52<sup>nd</sup>, Lindsey of the 54<sup>th</sup>, Jerguson of the 22<sup>nd</sup>, Brockway of the 101<sup>st</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 50-18-72 of the Official Code of Georgia Annotated, relating to  
2 when public disclosure of public records is not required and disclosure of exempting legal  
3 authority, so as to provide an exemption for certain public records from disclosure; to repeal  
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 50-18-72 of the Official Code of Georgia Annotated, relating to when public  
8 disclosure of public records is not required and disclosure of exempting legal authority, is  
9 amended by revising subparagraph (A) of paragraph (15) of subsection (a) as follows:

10 "(A) Records, the disclosure of which would compromise security against sabotage or  
11 criminal or terrorist acts and the nondisclosure of which is necessary for the protection  
12 of life, safety, or public property, which shall be limited to the following:

13 (i) Security plans and vulnerability assessments for any public utility, technology  
14 infrastructure, building, facility, function, or activity in effect at the time of the  
15 request for disclosure or pertaining to a plan or assessment in effect at such time;

16 (ii) Any plan for protection against terrorist or other attacks, which plan depends for  
17 its effectiveness in whole or in part upon a lack of general public knowledge of its  
18 details;

19 (iii) Any document relating to the existence, nature, location, or function of security  
20 devices designed to protect against terrorist or other attacks, which devices depend  
21 for their effectiveness in whole or in part upon a lack of general public knowledge;

22 **and**

23 (iv) Any plan, blueprint, or other material which if made public could compromise  
24 security against sabotage, criminal, or terroristic acts; and

25 (v) Records of any government sponsored programs concerning training relative to  
26 governmental security measures which would identify persons being trained or  
27 instructors or would reveal information described in divisions (i) through (iv) of this  
28 subparagraph."

29 **SECTION 2.**

30 All laws and parts of laws in conflict with this Act are repealed.