

House Bill 507

By: Representatives Clark of the 98th, Dunahoo of the 30th, Rogers of the 10th, Barr of the 103rd, Kelley of the 16th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated,
2 relating to dangerous instrumentalities and practices, so as to exempt certain firearms from
3 federal regulations; to provide for a short title; to provide for requirements; to provide for
4 related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 This Act shall be known and may be cited as the "Georgia Firearms Freedom Act."

8 **SECTION 2.**

9 Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to
10 dangerous instrumentalities and practices, is amended by inserting a new part to read as
11 follows:

12 "Part 6

13 16-11-190.

14 (a) As used in this Code section, the term:

15 (1) 'Firearms accessories' means items that are used in conjunction with or mounted upon
16 a firearm but are not essential to the basic function of a firearm, including, but not limited
17 to, telescopic or laser sights, magazines, flash or sound suppressors, folding or
18 aftermarket stocks and grips, speedloaders, ammunition carriers, and lights for target
19 illumination.

20 (2) 'Generic and insignificant parts' includes, but is not limited to, springs, screws, nuts,
21 and pins.

22 (3) 'Manufactured' means that a firearm, a firearm accessory, or ammunition has been
23 created from basic materials for functional usefulness, including, but not limited to,
24 forging, casting, machining, or other processes for working materials.

25 (b) A personal firearm, a firearm accessory, or ammunition that is manufactured
26 commercially or privately in Georgia and that remains within the borders of Georgia, as
27 described in Chapter 2 of Title 50, shall not be subject to federal law or regulation,
28 including registration, under the authority of Congress to regulate interstate commerce. It
29 is declared by the General Assembly that those items have not traveled in interstate
30 commerce. This Code section shall apply to a firearm, a firearm accessory, or ammunition
31 that is manufactured in Georgia from basic materials and that can be manufactured without
32 the inclusion of any significant parts imported from another state. Generic and
33 insignificant parts that have other manufacturing or consumer product applications are not
34 firearms, firearms accessories, or ammunition, and their importation into Georgia and
35 incorporation into a firearm, a firearm accessory, or ammunition that is manufactured in
36 Georgia shall not subject the firearm, firearm accessory, or ammunition to federal
37 regulation. It is declared by the General Assembly that basic materials, such as
38 unmachined steel and unshaped wood, are not firearms, firearms accessories, or
39 ammunition and are not subject to congressional authority to regulate firearms, firearms
40 accessories, or ammunition under interstate commerce as if they were actually firearms,
41 firearms accessories, or ammunition. The authority of Congress to regulate interstate
42 commerce in basic materials does not include authority to regulate firearms, firearms
43 accessories, or ammunition made in Georgia from those materials. Firearms accessories
44 that are imported into Georgia from another state and that are subject to federal regulation
45 as being in interstate commerce do not subject a firearm to federal regulation under
46 interstate commerce because such accessories are attached to or used in conjunction with
47 a firearm in Georgia.

48 (c) A firearm manufactured or sold in Georgia under this Code section shall have the
49 words 'Made in Georgia' clearly stamped on a central metallic part, such as the receiver or
50 frame."

51 **SECTION 3.**

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