

House Bill 112

By: Representatives Turner of the 21st, Harrell of the 106th, Barr of the 103rd, Pezold of the 133rd, Stover of the 71st, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to
2 general provisions regarding law enforcement, so as to prohibit the use by law enforcement
3 of radar systems designed to detect and measure the distance to moving and near-stationary
4 persons through walls, floors, ceilings, roofs, and similar building structures in Georgia; to
5 prohibit law enforcement from assisting or participating in the use of such radar systems; to
6 provide penalties for violations; to provide for related matters; to provide an effective date;
7 to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to general
11 provisions regarding law enforcement, is amended by adding a new Code section to read as
12 follows:

13 "35-1-20.

14 (a) No person employed by any law enforcement agency of this state or any political
15 subdivision of this state shall use radar systems designed to detect and measure the distance
16 to moving and near-stationary persons through walls, floors, ceilings, roofs, and other
17 similar building structures in this state. Any evidence obtained through or with the
18 assistance of such systems or as a result of the use of such systems shall not be admissible
19 in any court of this state.

20 (b) No individual employed by a law enforcement agency of this state or any political
21 subdivision of this state shall knowingly participate or assist in the use of or knowingly be
22 present when any other individual uses radar systems designed to detect and measure the
23 distance to moving and near-stationary persons through walls, floors, ceilings, roofs, and
24 other similar building structures in this state.

25 (c) Any person who violates the provisions of subsection (b) of this Code section shall be
26 guilty of a misdemeanor of a high and aggravated nature."

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SECTION 2.

28 This Act shall become effective upon its approval by the Governor or upon its becoming law
29 without such approval.

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SECTION 3.

31 All laws and parts of laws in conflict with this Act are repealed.