

Senate Bill 270

By: Senators Martin of the 9th, Hill of the 32nd, Harper of the 7th, Unterman of the 45th,
Mullis of the 53rd and others

AS PASSED SENATE

A BILL TO BE ENTITLED

AN ACT

1 To amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia
2 Annotated, relating to carrying and possession of firearms, so as to authorize certain persons
3 who are qualified retired law enforcement officers to carry a handgun anywhere within this
4 state; to provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated,
8 relating to carrying and possession of firearms, is amended by revising subsection (c) of
9 Code Section 16-11-130, relating to exemptions from Code Sections 16-11-126 through
10 16-11-127.2, as follows:

11 "(c) Code Sections 16-11-126 through 16-11-127.2 shall not apply to or affect any:

12 (1) Sheriff, retired sheriff, deputy sheriff, or retired deputy sheriff if such retired sheriff
13 or deputy sheriff is eligible to receive or is receiving benefits under the Peace Officers'
14 Annuity and Benefit Fund provided under Chapter 17 of Title 47, the Sheriffs' Retirement
15 Fund of Georgia provided under Chapter 16 of Title 47, or any other public retirement
16 system established under the laws of this state for service as a law enforcement officer;

17 (2) Member of the Georgia State Patrol, ~~or~~ agent of the Georgia Bureau of Investigation, ~~or~~
18 ~~or~~ retired member of the Georgia State Patrol, ~~or~~ retired agent of the Georgia Bureau of
19 Investigation if such retired member or agent is receiving benefits under the Employees'
20 Retirement System;

21 (3) Full-time law enforcement chief executive engaging in the management of a county,
22 municipal, state, state authority, or federal law enforcement agency in the State of
23 Georgia, including any college or university law enforcement chief executive ~~that~~ who
24 is registered or certified by the Georgia Peace Officer Standards and Training Council, ~~;~~
25 or retired law enforcement chief executive ~~that~~ who formerly managed a county,
26 municipal, state, state authority, or federal law enforcement agency in the State of
27 Georgia, including any college or university law enforcement chief executive ~~that~~ who

28 was registered or certified at the time of his or her retirement by the Georgia Peace
 29 Officer Standards and Training Council, if such retired law enforcement chief executive
 30 is receiving benefits under the Peace Officers' Annuity and Benefit Fund provided under
 31 Chapter 17 of Title 47 or is retired in good standing and receiving benefits from a county,
 32 municipal, State of Georgia, state authority, or federal retirement system; ~~or~~

33 (4) Police officer of any county, municipal, state, state authority, or federal law
 34 enforcement agency in the State of Georgia, including any college or university police
 35 officer ~~that~~ who is registered or certified by the Georgia Peace Officer Standards and
 36 Training Council, or retired police officer of any county, municipal, state, state authority,
 37 or federal law enforcement agency in the State of Georgia, including any college or
 38 university police officer ~~that~~ who was registered or certified at the time of his or her
 39 retirement by the Georgia Peace Officer Standards and Training Council, if such retired
 40 ~~employee police officer~~ police officer is receiving benefits under the Peace Officers' Annuity and
 41 Benefit Fund provided under Chapter 17 of Title 47 or is retired in good standing and
 42 receiving benefits from a county, municipal, State of Georgia, state authority, or federal
 43 retirement system; or

44 (5) Person who is a citizen of this state and who is a qualified retired law enforcement
 45 officer as provided for under the Law Enforcement Officers Safety Act of 2004, 18
 46 U.S.C. Sections 926B and 926C.

47 In addition, any such sheriff, retired sheriff, deputy sheriff, retired deputy sheriff, active or
 48 retired law enforcement chief executive, person who is a qualified retired law enforcement
 49 officer as provided for in paragraph (5) of this subsection, or other law enforcement officer
 50 referred to in this subsection shall be authorized to carry a handgun on or off duty
 51 anywhere within ~~the~~ this state, and the provisions of Code Sections 16-11-126 through
 52 16-11-127.2 shall not apply to the carrying of such firearms."

53 **SECTION 2.**

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