

House Bill 260

By: Representatives Ballinger of the 23<sup>rd</sup>, Wiedower of the 119<sup>th</sup>, Rich of the 97<sup>th</sup>, Ehrhart of the 36<sup>th</sup>, Gaines of the 117<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 1A of Chapter 7 of Title 16 of the Official Code of Georgia Annotated,  
2 relating to home invasion, so as to revise the offense of home invasion in the first degree to  
3 incorporate family violence battery; to provide for related matters; to repeal conflicting laws;  
4 and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Article 1A of Chapter 7 of Title 16 of the Official Code of Georgia Annotated, relating to  
8 home invasion, is amended by revising subsection (b) of Code Section 16-7-5, relating to  
9 home invasion in the first and second degree, as follows:

10 "(b)(1) A person commits the offense of home invasion in the first degree when, without  
11 authority and with intent to commit a forcible felony therein and while in possession of  
12 a deadly weapon or instrument which, when used offensively against a person, is likely  
13 to or actually does result in serious bodily injury, he or she enters the dwelling house of  
14 another while such dwelling house is occupied by any person with authority to be present  
15 therein.

16 (2) A person commits the offense of home invasion in the first degree when, without  
17 authority and with intent to commit an act of family violence battery as provided for in  
18 subsection (f) of Code Section 16-5-23.1, he or she enters the dwelling house of another  
19 while such dwelling house is occupied by any person with authority to be present  
20 therein."

21 style="text-align:center">**SECTION 2.**

22 All laws and parts of laws in conflict with this Act are repealed.