

House Bill 361

By: Representatives Marin of the 96th and Frye of the 118th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 16-11-129 of the Official Code of Georgia Annotated, relating to
2 weapons carry license, gun safety information, temporary renewal permit, mandamus, and
3 verification of license, so as to provide for a training requirement for certain persons making
4 application for a weapons carry license or renewal license; to provide for a definition; to
5 provide for related matters; to provide an effective date; to repeal conflicting laws; and for
6 other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Code Section 16-11-129 of the Official Code of Georgia Annotated, relating to weapons
10 carry license, gun safety information, temporary renewal permit, mandamus, and verification
11 of license, is amended by revising subsection (a) as follows:

12 **"(a) Application for weapons carry license or renewal license; term.**

13 (1) Except in paragraph (4) of subsection (i) of this Code section, as used in this Code
14 section, the term 'person' means an individual.

15 (2) The judge of the probate court of each county shall, on application under oath, on
16 payment of a fee of \$30.00, on demonstration of completion of a firearms safety training
17 course as provided for under paragraph (3) of this subsection, and on investigation of an
18 applicant pursuant to subsections (b) and (d) of this Code section, issue a weapons carry
19 license or renewal license valid for a period of five years to any person whose domicile
20 is in that county or who is on active duty with the United States armed forces and who
21 is not a domiciliary of this state but who either resides either in that county or on a
22 military reservation located in whole or in part in that county at the time of such
23 application. Such license or renewal license shall authorize that person to carry any
24 weapon in any county of this state notwithstanding any change in that person's county of
25 residence or state of domicile. Applicants shall submit the application for a weapons
26 carry license or renewal license to the judge of the probate court on forms prescribed and

27 furnished free of charge to persons wishing to apply for the license or renewal license.
28 An application shall be considered to be for a renewal license if the applicant has a
29 weapons carry license or renewal license with 90 or fewer days remaining before the
30 expiration of such weapons carry license or renewal license or 30 or fewer days since the
31 expiration of such weapons carry license or renewal license, regardless of the county of
32 issuance of the applicant's expired or expiring weapons carry license or renewal license.
33 An applicant who is not a United States citizen shall provide sufficient personal
34 identifying data, including without limitation his or her place of birth and United States
35 issued alien or admission number, as the Georgia Bureau of Investigation may prescribe
36 by rule or regulation. An applicant who is in nonimmigrant status shall provide proof of
37 his or her qualifications for an exception to the federal firearm prohibition pursuant to 18
38 U.S.C. Section 922(y). Forms shall be designed to elicit information from the applicant
39 pertinent to his or her eligibility under this Code section, including citizenship, but shall
40 not require data which ~~is~~ are nonpertinent or irrelevant, such as serial numbers or other
41 identification capable of being used as a de facto registration of firearms owned by the
42 applicant. The Department of Public Safety shall furnish application forms and license
43 forms required by this Code section. The forms shall be furnished to each judge of each
44 probate court within this state at no cost.

45 (3) An applicant shall demonstrate completion of a firearms safety training course within
46 three years prior to the date of the application for a license under this Code section. An
47 applicant may satisfy such training requirement by:

48 (A) Submitting proof that he or she is a peace officer, as such term is defined in Code
49 Section 35-8-2;

50 (B) Submitting proof that he or she is serving on active duty with the United States
51 armed forces;

52 (C) Submitting proof that he or she is serving in the reserve component of the United
53 States armed forces or Georgia National Guard;

54 (D) Submitting proof that he or she is a firearms safety instructor certified by the
55 National Rifle Association holding a rating as a personal protection instructor or pistol
56 marksmanship instructor; or

57 (E) Submitting proof of having received basic firearms instruction provided by a law
58 enforcement officer, a nationally recognized organization that promotes gun safety, or
59 a licensed firearms dealer. Such training shall include instruction on the features of a
60 handgun and a brief explanation of the loading, firing, and unloading of the weapon;
61 provided, however, that live firing shall not be required. Proof of such training shall
62 be a notarized affidavit signed by the person providing the instruction with his or her
63 address and position and an identifying number, such as a badge number, a firearm

64 dealer license number, or a certificate of training issued by a national organization that
65 promotes gun safety."

66 **SECTION 2.**

67 This Act shall become effective on January 1, 2020.

68 **SECTION 3.**

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