

House Bill 281 (AS PASSED HOUSE AND SENATE)

By: Representatives Anulewicz of the 42nd, Welch of the 110th, Wilensky of the 79th, Dreyer of the 59th, and Holcomb of the 81st

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 16-6-13 of the Official Code of Georgia Annotated, relating to
2 penalties for violating Code Sections 16-6-9 through 16-6-12, so as to increase the penalty
3 provisions relating to pimping and pandering; to provide for related matters; to repeal
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

7 Code Section 16-6-13 of the Official Code of Georgia Annotated, relating to penalties for
8 violating Code Sections 16-6-9 through 16-6-12, is amended by revising subsection (a) and
9 paragraph (2) of subsection (b) as follows:

10 "(a) Except as otherwise provided in subsection (b) of this Code section, a person
11 convicted of violating:

12 (1) Code Section 16-6-10 shall be punished as for a misdemeanor of a high and
13 aggravated nature, and at the sole discretion of the judge, all but 24 hours of any term of
14 imprisonment imposed may be suspended, stayed, or probated;

15 (2) Code Section 16-6-9 shall be punished as for a misdemeanor;

16 (3) Code Section 16-6-11 for a:

17 (A) First offense shall be punished as for a misdemeanor of a high and aggravated
18 nature, and at the sole discretion of the judge, all but ~~24~~ 72 hours of any term of
19 imprisonment imposed may be suspended, stayed, or probated; and

20 (B) Second or subsequent offense shall be guilty of a felony and shall be punished by
21 a term of imprisonment of not less than one year nor more than ten years; or

22 (4) Code Section 16-6-12 for a:

23 (A) First offense shall be punished as for a misdemeanor of a high and aggravated
24 nature, and at the sole discretion of the judge, all but ~~24~~ 72 hours of any term of
25 imprisonment imposed may be suspended, stayed, or probated; and

26 (B) Second or subsequent offense shall be guilty of a felony and shall be punished by
27 a term of imprisonment of not less than one year nor more than ten years."

28 "(2) A person convicted of any of the offenses enumerated in Code Sections 16-6-10
29 through 16-6-12 when such offense involves the conduct of a person under the age of 16
30 years shall be guilty of a felony and shall be punished by imprisonment for a period of
31 not less than ten nor more than 30 years; and a fine of not more than \$100,000.00, ~~or~~
32 ~~both."~~

33 **SECTION 2.**

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