

Senate Bill 414

By: Senators Jones II of the 22nd, Parent of the 42nd, Rhett of the 33rd and Anderson of the 43rd

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 6 of Chapter 2 of Title 21 of the Official Code of Georgia Annotated,
2 relating to registration of voters, so as to provide that any person convicted of a felony
3 involving moral turpitude shall not register to, remain registered to, or vote and to enumerate
4 such felony offenses; to provide for a definition; to provide for related matters; to provide
5 for an effective date; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 6 of Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to
9 registration of voters, is amended in Code Section 21-2-216, relating to qualifications of
10 electors generally, reregistration of electors purged from list, eligibility of nonresidents who
11 vote in presidential elections, retention of qualification for standing as elector, evidence of
12 citizenship, and check of convicted felons and deceased persons databases, by revising
13 subsection (b) as follows:

14 "(b)(1) As used in this subsection, the term 'felony involving moral turpitude' means the
15 following felony offenses or any offense under federal law or the laws of another state
16 or territory of the United States which consists of the same or similar elements of the
17 following offenses:

18 (A) Murder in violation of Code Section 16-5-1;

19 (B) Voluntary manslaughter in violation of Code Section 16-5-2;

20 (C) Aggravated assault in violation of Code Section 16-5-21;

21 (D) Battery in violation of subsection (e), (i), or (k) of Code Section 16-5-23.1;

22 (E) Aggravated battery in violation of Code Section 16-5-24;

23 (F) Female genital mutilation in violation of Code Section 16-5-27;

24 (G) Kidnapping in violation of Code Section 16-5-40;

25 (H) False Imprisonment in violation of Code Section 16-5-41 or 16-5-42;

- 26 (I) Malicious confinement of a sane person in an asylum in violation of Code Section
27 16-5-43;
- 28 (J) Hijacking an aircraft in violation of Code Section 16-5-44;
- 29 (K) Hijacking a motor vehicle in violation of Code Section 16-5-44.1;
- 30 (L) Trafficking a person for labor or sexual servitude in violation of Code Section
31 16-5-46;
- 32 (M) Cruelty to children in violation of Code Section 16-5-70;
- 33 (N) Feticide in violation of Code Section 16-5-80;
- 34 (O) Aggravated stalking in violation of Code Section 16-5-91;
- 35 (P) Neglect to a disabled adult, elder person, or resident in violation of Code Section
36 16-5-101;
- 37 (Q) Exploitation and intimidation of disabled adults, elder persons, and residents, or
38 obstructing certain investigations, in violation of Code Section 16-5-102;
- 39 (R) Trafficking a disabled adult, elder person, or resident in violation of Code Section
40 16-5-102.1;
- 41 (S) Rape in violation of Code Section 16-6-1;
- 42 (T) Aggravated sodomy in violation of Code Section 16-6-2;
- 43 (U) Child molestation in violation of Code Section 16-6-4;
- 44 (V) Enticing a child for indecent purposes in violation of Code Section 16-6-5;
- 45 (W) Keeping a place of prostitution in violation of Code Section 16-6-10;
- 46 (X) Pimping in violation of Code Section 16-6-11;
- 47 (Y) Sexual battery in violation of subsection (d) or (e) of Code Section 16-6-22.1;
- 48 (Z) Burglary in violation of Code Section 16-7-1;
- 49 (AA) Smash and grab burglary in violation of Code Section 16-7-2;
- 50 (BB) Home invasion in violation of Code Section 16-7-5;
- 51 (CC) Vandalism to a place of worship in violation of Code Section 16-7-26;
- 52 (DD) Theft by taking in violation of Code Section 16-8-2;
- 53 (EE) Theft by extortion in violation of Code Section 16-8-16;
- 54 (FF) Robbery in violation of Code Section 16-8-40;
- 55 (GG) Armed robbery in violation of Code Section 16-8-41;
- 56 (HH) Entering an automobile or other motor vehicle with the intent to commit a theft
57 or felony in violation of Code Section 16-8-18;
- 58 (II) Residential mortgage fraud in violation of Code Section 16-8-102;
- 59 (JJ) Forgery in violation Code Section 16-9-1;
- 60 (KK) Unauthorized use of financial transaction card or misuse of government issued
61 card in violation of Code Section 16-9-37;
- 62 (LL) Foreclosure fraud in violation of Code Section 16-9-60;

63 (MM) Use of spyware, browsers, hijacks, and other software prohibited in violation of
64 Code Section 16-9-152;
65 (NN) Email virus distribution, denial of service, attacks, and other prohibited conduct
66 in violation of Code Section 16-9-153;
67 (OO) Inducement to install, copy, or execute software through misrepresentation in
68 violation of Code Section 16-9-154;
69 (PP) Violation of oath by public officer in violation of Code Section 16-10-1;
70 (QQ) Bribery in violation of Code Section 16-10-2;
71 (RR) Influencing of legislative action by state and local government officers and
72 employees in violation of Code Section 16-10-4;
73 (SS) False official certificate or witness by officers or employees of state and political
74 subdivisions in violation of Code Section 16-10-8;
75 (TT) Hindering the apprehension or punishment of a criminal in violation of Code
76 Section 16-10-50;
77 (UU) Escape in violation of Code Section 16-10-52;
78 (VV) Aiding or permitting another to escape lawful custody or confinement in
79 violation of Code Section 16-10-53;
80 (WW) Assailing, opposing, or resisting an officer of the law in a penal institution in
81 violation of Code Section 16-10-54;
82 (XX) Persuading, enticing, instigating, aiding, or abetting a person in a penal
83 institution to commit mutiny in violation of Code Section 16-10-55;
84 (YY) Unlawful acts of violence in a penal institution in violation of Code Section
85 16-10-56;
86 (ZZ) Perjury in violation of Code Section 16-10-70;
87 (AAA) False swearing in violation of Code Section 16-10-71;
88 (BBB) Subornation of perjury or false swearing in violation of Code Section 16-10-72;
89 (CCC) Acceptance of benefit, reward, or consideration by witness for changing
90 testimony or being absent from trial, hearing, or other proceeding in violation of Code
91 Section 16-10-92;
92 (DDD) Influencing a witness in violation of Code Section 16-10-93;
93 (EEE) Intimidation or injury of a law enforcement officer in or of any court in
94 violation of Code Section 16-10-97;
95 (FFF) Treason in violation of Code Section 16-11-1;
96 (GGG) Insurrection in violation of Code Section 16-11-2;
97 (HHH) Inciting to insurrection in violation of Code Section 16-11-3;
98 (III) Peeping Toms in violation of Code Section 16-11-61;

99 (JJJ) Use or installation of a device to film underneath or through an individual's
 100 clothing in violation of Code Section 16-11-91;
 101 (KKK) Possession of a firearm or knife during commission of or attempt to commit
 102 certain crimes in violation of Code Section 16-11-106;
 103 (LLL) Transporting or moving an illegal alien in violation of Code Section 16-11-200;
 104 (MMM) Concealing, harboring, or shielding an illegal alien in violation of Code
 105 Section 16-11-201;
 106 (NNN) Inducing, enticing, or assisting an illegal alien to enter the state in violation of
 107 Code Section 16-11-202;
 108 (OOO) Domestic terrorism in violation of Code Section 16-11-221;
 109 (PPP) Contributing to the delinquency or dependence of a minor in violation of Code
 110 Section 16-12-1;
 111 (QQQ) Dogfighting in violation of Code Section 16-12-37;
 112 (RRR) Sexual exploitation of children in violation of Code Section 16-12-100;
 113 (SSS) Obscene telephone contact in violation of Code Section 16-12-100.3;
 114 (TTT) Bus or rail vehicle hijacking and boarding with a concealed weapon in violation
 115 of Code Section 16-12-123;
 116 (UUU) Buying or selling, or offering to buy or sell, human body parts in violation of
 117 Code Section 16-12-160; and
 118 (VVV) Trafficking in cocaine, marijuana, methamphetamine, or other illegal drugs in
 119 violation of Code Section 16-13-31.

120 (2) In addition to the qualifications in subsection (a) of this Code section, no person who
 121 has been convicted of a felony involving moral turpitude may register to, remain
 122 registered to, or vote except upon completion of the sentence and no person who has been
 123 judicially determined to be mentally incompetent may register to, remain registered to,
 124 or vote unless the disability has been removed."

125 **SECTION 2.**

126 This Act shall become effective on January 1, 2021.

127 **SECTION 3.**

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