

House Bill 1463

By: Representatives Warren of the 122<sup>nd</sup> and Jenkins of the 8<sup>th</sup>

A BILL TO BE ENTITLED

AN ACT

1 To amend Part 2 of Article 1 of Chapter 3 of Title 27 of the Official Code of Georgia  
2 Annotated, relating to deer, so as to prohibit confinement of white-tailed deer except under  
3 certain circumstances; to prohibit hunting or the selling, leasing, or providing of hunting  
4 opportunities for any confined white-tailed deer except under certain circumstances; to repeal  
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Part 2 of Article 1 of Chapter 3 of Title 27 of the Official Code of Georgia Annotated,  
9 relating to deer, is amended by adding a new Code section to read as follows:

10 "27-3-51.

11 (a) As used in this Code section, the term 'confine' means to capture, possess, or impede  
12 free egress of white-tailed deer with a fenced enclosure regardless of size of the area  
13 enclosed.

14 (b) It shall be unlawful to confine white-tailed deer except as specifically authorized in this  
15 title.

16 (c) It shall be unlawful to hunt or to sell, lease, or provide a hunting opportunity for any  
17 confined white-tailed deer except as provided in subsection (d) of this Code section.

18 (d)(1)(A) Any owner of real property who lawfully confined deer in existing fenced  
19 enclosures as of June 30, 2006, may continue to confine white-tailed deer if such person  
20 registers such enclosures with the department not later than September 30, 2006. No  
21 enclosure shall be eligible for registration for continued confinement of white-tailed  
22 deer unless such enclosure was completed not later than June 30, 2006.

23 (B) If at any time any registered enclosure suffers damage through neglect or due to  
24 natural causes and ceases to be effective in confining white-tailed deer for more than

1 180 days after such damage, the registration shall be invalid and the enclosure shall not  
2 be repaired thereafter to confine white-tailed deer again.

3 (2) It shall be lawful to hunt or to sell, lease, or provide a hunting opportunity for any  
4 confined white-tailed deer that is held in a fenced enclosure only if that fenced enclosure  
5 is registered validly in accordance with paragraph (1) of this subsection.

6 (3) At no time shall any mound, platform, one-way door or gate, or other device be used  
7 to encourage or allow white-tailed deer to enter a fenced enclosure."

8 **SECTION 2.**

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