

Senate Bill 100

By: Senators Pearson of the 51st, Rogers of the 21st, Hawkins of the 49th, Schaefer of the 50th, Mullis of the 53rd and others

AS PASSED

AN ACT

To amend Code Section 16-9-4 of the Official Code of Georgia Annotated, relating to the crime of knowingly manufacturing, selling, or distributing false identification documents, so as to change the penalties for such offense based upon the age of the person convicted; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 16-9-4 of the Official Code of Georgia Annotated, relating to the crime of knowingly manufacturing, selling, or distributing false identification documents, is amended by revising subsection (c) as follows:

"(c)(1) Except as provided in paragraph (2) or (3) of this subsection, any person who violates paragraph (3) or (6) of subsection (b) of this Code section shall be guilty of a misdemeanor.

(2) Except as provided in paragraph (3) or (5) of this subsection, any person who violates paragraph (3) or (6) of subsection (b) of this Code section for the second or any subsequent offense shall be guilty of a felony and shall be punished by a fine of not more than \$25,000.00 or by imprisonment for not more than three years, or both.

(3) Except as provided in paragraph (5) of this subsection, any person who manufactures, alters, sells, distributes, delivers, receives, possesses, or offers for sale or distribution an identification document in violation of subsection (b) of this Code section shall be punished by imprisonment for not less than three nor more than ten years, a fine not to exceed the amount specified by Code Section 17-10-8, or both.

(4) Except as provided in paragraph (3) of this subsection, any person 21 years of age or older who violates paragraph (1), (2), (4), or (5) of subsection (b) of this Code section shall be punished by imprisonment for not less than one nor more than five years, a fine not to exceed the amount specified by Code Section 17-10-8, or both.

(5) Any person under 21 years of age who violates paragraph (b) of this Code section shall be guilty of a misdemeanor.

(6) Any person convicted of an attempt or conspiracy to violate subsection (b) of this Code section shall be punished by imprisonment, by a fine, or by both such punishments not to exceed the maximum punishment prescribed for the offense the commission of which was the object of the attempt or conspiracy."

SECTION 2.

This Act shall become effective on July 1, 2007, and shall apply to all offenses committed on or after that date.

SECTION 3.

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