

House Bill 482 (COMMITTEE SUBSTITUTE)

By: Representatives Neal of the 2nd, Hill of the 22nd, Greene of the 151st, Dunahoo of the 30th, Kidd of the 145th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 42 of the Official Code of Georgia Annotated, relating to penal institutions,
2 so as to provide that former certified employees of the Department of Corrections may retain
3 their department issued weapon under certain circumstances; to provide that former certified
4 employees of the State Board of Pardons and Paroles may retain their board issued weapon
5 under certain circumstances; to provide for related matters; to repeal conflicting laws; and
6 for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Title 42 of the Official Code of Georgia Annotated, relating to penal insitutions, is amended
10 by adding a new Code section to read as follows:

11 "42-2-16.

12 (a) An employee leaving the service of the department under honorable conditions who
13 has accumulated 20 or more years of service with the department as a certified officer shall
14 be entitled as part of such employee's compensation to retain his or her department issued
15 weapon.

16 (b) The board is authorized to promulgate rules and regulations for the implementation of
17 this Code section."

18 **SECTION 2.**

19 Said title is further amended by revising Code Section 42-9-9, relating to board employees
20 and the retention of badges, as follows:

21 "42-9-9.

22 (a) The board may appoint such clerical, stenographic, supervisory, and expert assistants
23 and may establish such qualifications for its employees as it deems necessary. In its
24 discretion, the board may discharge such employees.

(b) A certified parole officer leaving the service of the board under honorable conditions who has accumulated 20 or more years of service with the board as a certified parole officer shall be entitled as part of such employee's compensation to retain his or her board issued badge. A certified parole officer employed with the board who is killed in the line of duty shall be entitled to have his or her board issued badge given to a surviving family member. Where a certified parole officer leaves the service of the board due to a disability that arose in the line of duty and such disability prevents the parole officer from further serving as a peace officer, then such disabled parole officer shall be entitled to retain his or her board issued badge regardless of the officer's number of years of service with the board. ~~The board is authorized to promulgate rules and regulations for the implementation of this subsection.~~

(c) An employee leaving the service of the board under honorable conditions who has accumulated 20 or more years of service with the board as a certified officer shall be entitled as part of such employee's compensation to retain his or her board issued weapon.

(d) The board is authorized to promulgate rules and regulations for the implementation of this Code section."

SECTION 3.

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