House Bill 85

By: Representatives Harrell of the 106th, Kidd of the 145th, and Epps of the 144th

A BILL TO BE ENTITLED

AN ACT

To amend Article 2 of Chapter 3 of Title 3 of the Official Code of Georgia Annotated, relating to prohibited acts relative to the regulation of alcoholic beverages, so as to change certain provisions relating to the sale or furnishing of alcoholic beverages to patients or inmates of Central State Hospital and to the sale or possession of alcoholic beverages near or upon the grounds of such hospital; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 2 of Chapter 3 of Title 3 of the Official Code of Georgia Annotated, relating to prohibited acts relative to the regulation of alcoholic beverages, is amended by revising Code Section 3-3-25, relating to furnishing alcoholic beverages to prisoners or inmates of places of confinement, possession on grounds or within 200 yards of certain buildings prohibited, and exceptions, as follows:

"3-3-25.

(a) No person knowingly and intentionally shall:

(1) Offer for sale, sell, barter, exchange, give, provide, or furnish alcoholic beverages to~~:~~

~~(A) Any~~ any person confined in any jail, penal institution, correctional facility, or other lawful place of confinement; or

~~(B) Any person who is a patient or lawful inmate of the Central State Hospital;~~

~~(2) Offer for sale any alcoholic beverages within 200 yards of any building of the Central State Hospital which was in existence on July 1, 1977; or~~

~~(3)~~(2) Introduce or possess any alcoholic beverages ~~upon the grounds of the Central State Hospital or~~ in the buildings of the Georgia War Veterans Home operated for the use and care of disabled war veterans.

(b) Nothing contained in this Code section shall prevent or prohibit:

(1) The administration of alcohol by the staff of the ~~above-mentioned~~ institutions provided for in subsection (a) of this Code section to any prisoner, patient, or lawful inmate in strict compliance with the prescription of a licensed physician; or

(2) The staff members of ~~the Central State Hospital and~~ the Georgia War Veterans Home who maintain their domicile on the grounds of ~~these institutions~~ such institution from possessing alcoholic beverages for their own consumption or for that of their families or persons invited to their homes, except patients or lawful inmates of ~~these institutions~~ such institution.

(c) No person shall knowingly allow any other person to violate this Code section."

SECTION 2.

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