

House Bill 214

By: Representatives Bell of the 75th, Carpenter of the 4th, Willis of the 55th, Clark of the 108th,
and Neal of the 79th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 24-9-923 of the Official Code of Georgia Annotated, relating to
2 admissibility of photographs, motion pictures, video recordings, and audio recordings when
3 witness unavailable, so as to provide that creative and artistic expression evidence is
4 inadmissible at trial; to provide for a definition; to provide for related matters; to repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 24-9-923 of the Official Code of Georgia Annotated, relating to admissibility
9 of photographs, motion pictures, video recordings, and audio recordings when witness
10 unavailable, is amended by revising subsection (b) as follows:

11 "(b)(1) Subject to any other valid objection, photographs, motion pictures, video
12 recordings, and audio recordings shall be admissible in evidence when necessitated by
13 the unavailability of a witness who can provide personal authentication and when the
14 court determines, based on competent evidence presented to the court, that such items
15 tend to show reliably the fact or facts for which the items are offered.

21 **SECTION 2.**
22 All laws and parts of laws in conflict with this Act are repealed.

SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.