

Senate Bill 99

By: Senators Robertson of the 29th, Albers of the 56th, Bearden of the 30th, Summers of the 13th, Hickman of the 4th and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 16-1-3 of the Official Code of Georgia Annotated, relating to  
2 definitions relative to crimes and offenses, so as to provide for a definition of law  
3 enforcement officer; to provide for related matters; to repeal conflicting laws; and for other  
4 purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 SECTION 1.

7 Code Section 16-1-3 of the Official Code of Georgia Annotated, relating to definitions  
8 relative to crimes and offenses, is amended by adding a new paragraph to read as follows:

9 "(8.1) 'Law enforcement officer' means:

10 (A) A peace officer;

11 (B) Any state or federal law enforcement personnel who render assistance to a law  
12 enforcement agency of this state or any political subdivision thereof in response to a  
13 declaration of a state of emergency or disaster issued by the Governor pursuant to Code  
14 Section 38-3-51;

15 (C) An appointed chief of police or department head of a law enforcement unit who  
16 has not completed the applicable training required by Code Section 35-8-20

17 or 35-8-20.1 from the date of initial appointment to the date by which such training is  
18 to be completed pursuant to the applicable Code section;

19 (D) An elected sheriff who has assumed the office of sheriff and has not completed the  
20 requirements for certification as a peace officer as provided in Chapter 8 of Title 35  
21 from the date the oath of office was taken to the date by which such certification is to  
22 be obtained pursuant to Code Section 15-16-1; and

23 (E) A federal law enforcement officer who is employed by the United States  
24 government as a full-time law enforcement officer, is in good standing with his or her  
25 federal agency of employment, is authorized to carry a firearm in the performance of  
26 his or her official duties, and is empowered to arrest a person for criminal violations of  
27 the United States Code."

28 **SECTION 2.**

29 All laws and parts of laws in conflict with this Act are repealed.