

House Bill 1205

By: Representatives Scott of the 76th, McLeod of the 105th, Beverly of the 143rd, Schofield of the 60th, and Beasley-Teague of the 65th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to
2 general provisions regarding law enforcement officers and agencies, so as to prohibit the
3 possession of certain property from the United States Department of Defense by certain local
4 law enforcement agencies; to provide for a definition; to provide for related matters; to
5 provide for a short title; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 This Act shall be known and may be cited as the "Stop Militarizing Law Enforcement Act."

9 **SECTION 2.**

10 Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to general
11 provisions regarding law enforcement officers and agencies, is amended by adding a new
12 Code section to read as follows:

13 "35-1-23.

14 (a) As used in this Code section, the term 'law enforcement agency' means any agency,
15 organ, or department of a political subdivision or municipality of this state whose primary
16 functions include the enforcement of criminal or traffic laws; the preservation of public
17 order; the protection of life and property; or the prevention, detection, or investigation of
18 crime, including, but not limited to, any department or unit organized by a college or
19 university for purposes of Chapter 8 of Title 20.

20 (b) No law enforcement agency shall accept possession of any of the following from the
21 United States Department of Defense:

22 (1) Controlled firearms, ammunition, grenades, or explosives, including, but not limited
23 to, stun grenades and flash-bang grenades;

24 (2) Controlled vehicles, highly mobile multi-wheeled vehicles, mine-resistant ambush
25 protected vehicles, trucks, truck sump, truck utility, or truck carryall;

- 26 (3) Unmanned aircraft that are armored or weaponized;
27 (4) Controlled aircraft that are combat configured or combat coded or have no
28 established commercial flight application;
29 (5) Silencers; or
30 (6) Long-range acoustic devices.
31 (c) Law enforcement agencies which do not comply with the requirements of this Code
32 section shall be subject to the withholding of any state funding or state administered federal
33 funding."

34 **SECTION 3.**

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