

Senate Bill 130

By: Senators Harrell of the 40th, Butler of the 55th, Jones II of the 22nd, Jackson of the 41st,
Merritt of the 9th and others

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 repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

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

11 "35-1-24.

12 (a) As used in this Code section, the term 'law enforcement agency' means any agency,
13 organ, or department of a political subdivision or municipality of this state whose primary
14 functions include the enforcement of criminal or traffic laws; the preservation of public
15 order; the protection of life and property; or the prevention, detection, or investigation of

16 crime, including, but not limited to, any department or unit organized by a college or
17 university for purposes of Chapter 8 of Title 20.

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

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

22 (2) Controlled vehicles, highly mobile multiwheeled vehicles, mine-resistant ambush
23 protected vehicles, trucks, truck sump, truck utility, or truck carryall;

24 (3) Unmanned aircraft that are armored or weaponized;

25 (4) Controlled aircraft that are combat configured or combat coded or have no
26 established commercial flight application;

27 (5) Silencers; or

28 (6) Long-range acoustic devices.

29 (c) Law enforcement agencies which do not comply with the requirements of this Code
30 section shall be subject to the withholding of state funding or state administered federal
31 funding."

32 **SECTION 2.**

33 All laws and parts of laws in conflict with this Act are repealed.