

Senate Bill 194

By: Senators Mullis of the 53rd, Gooch of the 51st, Miller of the 49th, Harper of the 7th, Robertson of the 29th and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 16-8-12 of the Official Code of Georgia Annotated, relating to  
2 penalties for theft in violation of Code Sections 16-8-2 through 16-8-9, so as to revise the  
3 monetary value of certain stolen property; to provide for related matters; to repeal conflicting  
4 laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 16-8-12 of the Official Code of Georgia Annotated, relating to penalties for  
8 theft in violation of Code Sections 16-8-2 through 16-8-9, is amended by revising  
9 subparagraph (a)(5)(A) as follows:

10 "(5)(A) The provisions of paragraph (1) of this subsection notwithstanding, if the  
11 property which was the subject of the theft was a motor vehicle or a motor vehicle part  
12 or component which exceeded \$100.00 in value or if the theft or unlawful activity was  
13 committed in violation of subsection (b) of Code Section 10-1-393.5 or in violation of  
14 subsection (b) of Code Section 10-1-393.6 or while engaged in telemarketing conduct  
15 in violation of Chapter 5B of Title 10, by imprisonment for not less than one nor more  
16 than ten years or, in the discretion of the trial judge, as for a misdemeanor; provided,

17       however, that any person who is convicted of a second or subsequent offense under this  
18       paragraph shall be punished by imprisonment for not less than one year nor more than  
19       20 years."

20

**SECTION 2.**

21 All laws and parts of laws in conflict with this Act are repealed.