

Senate Bill 64

By: Senators Ligon, Jr. of the 3rd, Robertson of the 29th, Albers of the 56th, Kirk of the 13th and Brass of the 28th

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 15-11-2 of the Official Code of Georgia Annotated, relating to  
2 definitions regarding the Juvenile Code, so as to include certain acts constituting the offense  
3 of a terroristic threat as a Class B designated felony act under the Juvenile Code; to revise  
4 and provide for definitions; to provide for related matters; to repeal conflicting laws; and for  
5 other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 style="text-align:center">**SECTION 1.**

8 Code Section 15-11-2 of the Official Code of Georgia Annotated, relating to definitions  
9 regarding the Juvenile Code, is amended by revising subparagraphs (N) and (O) of, and  
10 adding a new subparagraph to, paragraph (13) as follows:

11 "(N)(i) An act which constitutes a violation of Code Section 16-11-127.1 involving

12 a:

13 (I) Firearm, as defined in Code Section 16-11-131;

14 (II) Dangerous weapon or machine gun, as defined in Code Section 16-11-121; or

15 (III) Weapon, as defined in Code Section 16-11-127.1, together with an assault; or

16 (ii) An act which constitutes a second or subsequent adjudication of delinquency  
17 based on a violation of Code Section 16-11-127.1; or

18 (O) Terroristic threat in violation of subsection (b) of Code Section 16-11-37 that if  
19 committed by an adult would a misdemeanor, provided that the threat is directed toward  
20 individuals at, or generally against, the public or private elementary school, secondary  
21 school, technical school, vocational school, college, university, or other institution of  
22 postsecondary education; or

23 (P) Any other act which, if committed by an adult, would be a felony in violation of  
24 any chapter of Title 16 other than Chapter 5 or 6 of Title 16, if such child has three  
25 times previously been adjudicated for delinquent acts, all of which, if committed by an  
26 adult, would have been felonies in violation of any chapter of Title 16 other than

27 Chapter 5 or 6 of Title 16, provided that the prior adjudications of delinquency shall not  
28 have arisen out of the same transaction or occurrence or series of events related in time  
29 and location.”

30

**SECTION 2.**

31 All laws and parts of laws in conflict with this Act are repealed.