

House Bill 106 (AS PASSED HOUSE AND SENATE)

By: Representatives Clark of the 147th, Bonner of the 72nd, Williams of the 168th, Tarvin of the 2nd, Hitchens of the 161st, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 45-9-81 of the Official Code of Georgia Annotated, relating to
2 definitions relative to the Georgia State Indemnification Fund, so as to provide coverage for
3 members of the State Defense Force; 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 style="text-align:center">**SECTION 1.**

7 Code Section 45-9-81 of the Official Code of Georgia Annotated, relating to definitions
8 relative to the Georgia State Indemnification Fund, is amended by revising paragraph (7) as
9 follows:

10 "(7) 'Law enforcement officer' means any agent or officer of this state, a political
11 subdivision or municipality of this state, or an authority of this state or a political
12 subdivision of this state who, as a full-time or part-time employee, is vested either
13 expressly by law or by virtue of public employment or service with authority to enforce
14 the criminal or traffic laws with the power of arrest and whose duties include the
15 preservation of public order, the protection of life and property, or the prevention,
16 detection, or investigation of crime. Such term also includes the employees designated

17 by the commissioner of juvenile justice pursuant to paragraph (2) of subsection (i) of
18 Code Section 49-4A-8 who have the duty to investigate and apprehend delinquent
19 children, or the supervision of delinquent children under intensive supervision in the
20 community, and any child with a pending juvenile court case alleging the child to be a
21 child in need of services who has escaped from a facility under the jurisdiction of the
22 Department of Juvenile Justice or who has broken the conditions of supervision. Such
23 term also includes members of the Georgia National Guard and the State Defense Force,
24 the composition of which is set forth in Code Section 38-2-3, who have been called into
25 active state service by the Governor."

26 **SECTION 2.**

27 All laws and parts of laws in conflict with this Act are repealed.