

Senate Bill 42

By: Senators Hodges of the 3rd, Albers of the 56th, Hatchett of the 50th, Williams of the 25th, Hickman of the 4th and others

AS PASSED

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 16-5-47 of the Official Code of Georgia Annotated, relating to
2 posting model notice with human trafficking hotline information in businesses and on
3 internet, so as to increase the fine for failure to comply with model notice requirements; to
4 provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 16-5-47 of the Official Code of Georgia Annotated, relating to posting model
8 notice with human trafficking hotline information in businesses and on internet, is amended
9 by revising paragraph (1) of subsection (d) as follows:

10 "(d)(1) A law enforcement officer shall notify, in writing, any business or establishment
11 that has failed to comply with this Code section that it has failed to comply with the
12 requirements of this Code section and if it does not correct the violation within 30 days
13 from the date of receipt of the notice, the owner of such business or establishment shall
14 be charged with a violation of this Code section and upon conviction shall be guilty of
15 the misdemeanor offense of failure to post the National Human Trafficking Resource
16 Center hotline number and ~~may~~ shall be punished by a fine of not ~~more~~ less than \$500.00
17 nor more than \$1,000.00; but the provisions of Chapter 11 of Title 17 and any other

18 provision of law to the contrary notwithstanding, the costs of such prosecution shall not
19 be taxed nor shall any additional penalty, fee, or surcharge to a fine for such offense be
20 assessed against an owner for conviction thereof. Upon a second or subsequent
21 conviction, the owner shall be guilty of a high and aggravated misdemeanor and shall be
22 punished by a fine ~~not to exceed~~ of not less than \$1,000.00 nor more than \$5,000.00. The
23 notice required by this subsection may be hand delivered to the noncomplying business
24 or establishment or mailed to it at the address of such business or establishment."

25 **SECTION 2.**

26 All laws and parts of laws in conflict with this Act are repealed.