House Bill 281 (AS PASSED HOUSE AND SENATE)

By: Representatives Anulewicz of the 42nd, Welch of the 110th, Wilensky of the 79th, Dreyer of the 59th, and Holcomb of the 81st

A BILL TO BE ENTITLED
AN ACT

To amend Code Section 16-6-13 of the Official Code of Georgia Annotated, relating to penalties for violating Code Sections 16-6-9 through 16-6-12, so as to increase the penalty provisions relating to pimping and pandering; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 16-6-13 of the Official Code of Georgia Annotated, relating to penalties for violating Code Sections 16-6-9 through 16-6-12, is amended by revising subsection (a) and paragraph (2) of subsection (b) as follows:

"(a) Except as otherwise provided in subsection (b) of this Code section, a person convicted of violating:

(1) Code Section 16-6-10 shall be punished as for a misdemeanor of a high and aggravated nature, and at the sole discretion of the judge, all but 24 hours of any term of imprisonment imposed may be suspended, stayed, or probated;

(2) Code Section 16-6-9 shall be punished as for a misdemeanor;

(3) Code Section 16-6-11 for a:

(A) First offense shall be punished as for a misdemeanor of a high and aggravated nature, and at the sole discretion of the judge, all but 24 hours of any term of imprisonment imposed may be suspended, stayed, or probated; and

(B) Second or subsequent offense shall be guilty of a felony and shall be punished by a term of imprisonment of not less than one year nor more than ten years; or

(4) Code Section 16-6-12 for a:

(A) First offense shall be punished as for a misdemeanor of a high and aggravated nature, and at the sole discretion of the judge, all but 24 hours of any term of imprisonment imposed may be suspended, stayed, or probated; and
(B) Second or subsequent offense shall be guilty of a felony and shall be punished by a term of imprisonment of not less than one year nor more than ten years.”

“(2) A person convicted of any of the offenses enumerated in Code Sections 16-6-10 through 16-6-12 when such offense involves the conduct of a person under the age of 16 years shall be guilty of a felony and shall be punished by imprisonment for a period of not less than ten nor more than 30 years; and a fine of not more than $100,000.00, or both.”

SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.