

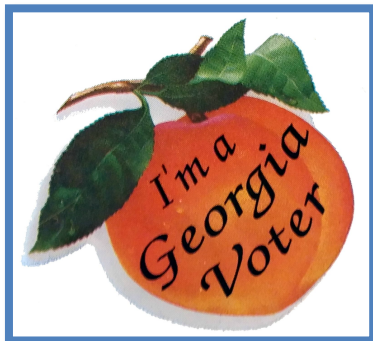
ACLU OF GEORGIA CROSSOVER BILLS 2019

SPECIAL EDITION:

The 2019 Legislative Session is in full swing, and we're here at the Capitol fighting hard to preserve the civil liberties of all Georgians.

On March 7, 2019, the Georgia legislature reached its first major deadline, which is known as Crossover Day. This deadline is important because in order for bills to become law, they must pass out of one chamber and into the second chamber.

This edition of the ACLU of Georgia's Newsletter lists the bills we are following that made it through Crossover Day (and some that didn't) in the following categories: Criminal Justice, Privacy, Women's Rights, Juvenile Rights, Free Speech, Voter Rights, Disability Rights, and Other.



WOMEN'S RIGHTS BILLS

[HB 481](#) Ed Setzler (R), Jodi Lott (R), Darlene Taylor (R), Josh Bonner (R), Ginny Ehrhart (R), Micah Gravley (R)

This bill would ban legal abortion after six weeks and create new legal rights in all respects including the census, taxes, and child support starting at the time cardiac activity becomes detectable. **[House voted 93-73: Senate Unassigned] OPPOSE**

[HB 345](#) (Sharon Cooper (R), Deborah Silcox (R), Teri Anulewicz (D)) This bill outlaws shackling pregnant women in the 2nd and 3rd trimester and women, who are in the immediate postpartum period. It also collects data on pregnant women and the outcomes of their pregnancies. This bill passed the House unanimously and has not yet been assigned to a Senate committee. **[House voted 162-0: Senate Unassigned] SUPPORT**

[HB 282](#) (Scott Holcomb (D), Carolyn Hugley (D), Debbie Buckner (D), Mary Margaret Oliver (D), Bee Nguyen (D), Beth Moore (D)) This bill increases the amount of time police are required to preserve certain evidence of sexual assault. **[House voted 173-0: Senate Unassigned] MONITORING**

VOTER RIGHTS BILLS

[HB 316](#) (Barry Fleming (R), Jan Jones (R), Jon Burns (R), Ed Rynders (R), Sam Watson (R), Trey Kelley (R)): This bill uniformly transitions Georgia's voting machines from Direct Recording Electronic (DRE's) equipment to Ballot Marking Devices (BMD's). **[House voted 101-72: Assigned to Senate Ethics Committee] MONITORING**

[SB 177](#) (Matt Brass (R) and others) Changes the process of how local district lines can be drawn. **[Senate voted 54-1: House Committee Unassigned] MONITORING**

CRIMINAL JUSTICE BILLS

[SB 222](#) (Jesse Stone (R), Butch Miller (R), and others) Recreates the Georgia Council on Criminal Justice Reform. **[Senate voted 53-0: House Committee Unassigned] SUPPORT**

[HB 324](#) (Micah Gravley (R), Mark Newton(R), Alan Powell (R), Calvin Smyre (D), David Clark (R), Scot Turner (R)) Georgia's Hope Act: Allows for the production, manufacturing, and dispensing of low-level THC Oil in Georgia. **[House voted 123-40, Senate Committee Unassigned] MONITORING** (The ACLU of Georgia supports expanding low THC oil in Georgia but opposes the new penalties this bill creates)

[SB 15](#) (John Albers (R), Jeff Mullis (R), and others) Increases the presence of law enforcement activities within schools and increasing the amount of reporting to law enforcement of students. **[Senate voted 47-8: Assigned to the House Education Committee] OPPOSE**

[HB 426](#) (Chuck Efstoration (R), Calvin Smyre (D), Karen Bennett (D), Deborah Silcox (R), Karla Drenner (D), Ron Stephens (R)) This bill establishes punishment and sentencing criteria in Georgia for any crimes related to bias or prejudice. **[House voted 96-64: Senate Unassigned] MONITORING**

[HB 213](#) (John Corbett (R), Tom McCall (R), Jimmy Pruet (R), Carl Gilliard (D), Robert Dickey (R), Matthew Wilson (D)) Georgia Hemp Farming Act This bill authorizes academic research of hemp and allows for licensing and permit requirements for hemp growers and processors. **[House voted 163-3: Assigned to Senate Agriculture and Consumer Affairs Committee] MONITORING**

[SB 158](#) (Brian Strickland (R), Blake Tillery (R), and others) Increases penalties for certain human trafficking offenses. **[Senate voted 54-0: Assigned to House Juvenile Justice Committee] OPPOSE**

[HB 424](#) (Deborah Silcox (R), Sharon Cooper (R), Trey Kelley (R), Micah Gravley (R)) This bill revises the Official Code of Georgia Annotated, related to definitions of street gang terrorism and prevention, to include certain sex crimes into the definition of criminal activity. **[House voted 171-0: Senate Unassigned] OPPOSE**

[SB 6](#) (Kay Kirkpatrick (R), John Albers (R), and others) Creates felony charge for people who use an unmanned aircraft around a prison to deliver a payload to the prison or to record activities of the prison. **[Senate voted 54-0: Assigned to House Public Safety and Homeland Security Committee] OPPOSE**

[SB 9](#) (Harold Jones (D), Elena Parent (D), Michael Rhett (D), and others) Creates felony criminal penalties for sexual extortion. **[Senate voted 55-0: Assigned to House Judiciary Non-Civil Committee] OPPOSE**

[SB 1](#) (Elena Parent (D), Jennifer Jordan (D), and others) Creates an additional felony charge for people who cause vehicular hit and run accidents. **[Senate voted 50-1: Assigned to House Judiciary Non-Civil] OPPOSE**

[HB 281](#) (Teri Anulewicz (D), Andrew Welch (R), Mike Wilensky (D), David Dreyer (D), Scott Holcomb (D)): Increases the criminal penalties for anyone convicted of pimping and pandering. **[House voted 147-4: Assigned to Senate Judiciary Committee] OPPOSE**

[HB 247](#): (Deborah Silcox (R), Sharon Cooper (R), Trey Kelley (R), Barry Fleming (R)): This bill repeals an enhanced penalty for acts of battery committed against a person, who is 65 years or older. **[House voted 170-0: Senate Unassigned] SUPPORT**

[HB 91](#) (Andrew Welch (R), Mandi Ballinger (R), Mary Margaret Oliver (D), Jesse Petrea (R)) This bill requires that hospitals and healthcare facilities to submit fingerprint records of their employees to the Georgia Bureau of Investigations so that facilities can be alerted if their employees commit crimes. **[House voted 168-3: Senate Unassigned] MONITORING**



[HB 470](#) (Steven Sainz (R), John Corbett (R), Bill Hitchens (R), Andrew Welch (R), Martin Momtahan (R)) This bill wants to collect, analyze, and store the DNA of individuals, who are charged with a felony but sentenced as a first offender or under a conditional discharge, and thus not in any correctional facility. **[House voted 143-15: Senate Unassigned] MONITORING**

JUVENILE RIGHTS BILLS

[HB 234](#) (Chuck Efstoration (R), Mandi Ballinger (R), Calvin Smyre (R), Bert Reeves (R), Andrew Welch (R) Deborah Silcox (R)) Anti-Human Trafficking Response Act This bill expands the penalties for sexual offenses due to sex trafficking. **[House voted 167-0: assigned to Senate Judiciary Committee] OPPOSE**

FREE SPEECH BILLS

[SB 211](#) (Tyler Harper (R), John Wilkinson (R), and others) Restricts what can and cannot be advertised and sold as meat. **[Senate voted 48-7: House Committee Unassigned] OPPOSE**



DISABILITY RIGHTS BILLS

[HB 79](#) (Carl Gilliard (D), Roger Bruce (D), Able Mable Thomas (D)) This bill prevents blind persons from being discriminated against by the courts, Department of Human Services, or child-placing agencies with regard to child custody, guardianship, foster care, visitation, child placement, or adoption. **[House voted 167-0: assigned to Senate Judiciary Committee] SUPPORT**

OTHER BILLS

[SB 83](#) (Jeff Mullis (R), Butch Miller (R), and others) Allows the teaching of the history and literature of the Old and New Testament in an elective class in schools. **[Senate voted 56-0: assigned to House Education Committee] OPPOSE**

[SB 77](#) (Jeff Mullis (R), Steve Gooch (R), and others) Does not allow any government entity that owns a monument, including one to the Confederate States of America, to deface or destroy it. **[Senate voted 34-17: assigned to House Committee Unassigned] OPPOSE**

BILLS WE ARE STILL WATCHING

[SR 52](#) (Elena Parent (D), Jennifer Jordan (D), and others) Creates independent redistricting commission and establishes transparency standards in the redistricting process. **[Did not receive hearing in Senate Reapportionment and Redistricting Committee] SUPPORT**

[HR 369](#) (Matthew Wilson (D), Carolyn Hugley (D), and others) Creates independent redistricting commission and establishes transparency standards in the redistricting process. **[Did not receive hearing in House Legislative and Congressional Reapportionment Committee] SUPPORT**



[SB 221](#) (Marty Harbin (R), Bill Heath (R), and others) This bill would create a license to discriminate against the LGBTQ+ community. **[Did not receive a vote in Senate Judiciary Committee] OPPOSE**

[HB 340](#) (Micah Gravley (R), Jon Burns (R), and others) Requires people charged with a bailable offense to appear before a judge before being released on their own recognizance. **[Tabled in House Judiciary Non-Civil Subcommittee] OPPOSE**

[SB 164](#) (Bill Cowser (R), Frank Ginn (R), and others) Requires people charged with a bailable offense to appear before a judge before being released on their own recognizance. **[Tabled in Senate Judiciary Committee] OPPOSE**

[HB 546](#) (Jodi Lott (R), Dominic LaRicca (R), and others) Criminalizes abortion upon the overturning of Roe v. Wade or an amendment to the U.S. Constitution that allows Georgia to prohibit legal abortion. **[Tabled in House Health and Human Services Committee] OPPOSE**

[HB 528](#) (Mandi Ballinger (R)) Allows an individual's criminal record to be sealed for certain crimes after a five-year period without the commission of another crime. **[Tabled in House Judiciary Non-Civil Committee] SUPPORT**

[SB 10](#) (Harold Jones (D), Steve Henson (D), and others) Raises the threshold of misdemeanor marijuana possession from one ounce or less to two ounces or less. **[Tabled in Senate Judiciary Committee] SUPPORT**

[HB 541](#) (Rep. Rick Williams (R), Rep. Bill Hitchens (R), and others) Allows law enforcement to request a person's telecommunications device location in the case of an emergency. **[Did not receive a vote on the House floor]**
MONITORING

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