

House Bill 962

By: Representatives Scott of the 76<sup>th</sup>, Beverly of the 143<sup>rd</sup>, Davis of the 87<sup>th</sup>, and Carter of the 92<sup>nd</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Part 1 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia  
2 Annotated, relating to general provisions relative to dangerous instrumentalities and  
3 practices, so as to provide for the reporting of a lost or stolen firearm; to provide for penalties  
4 for failure to report; to provide for an exception; to provide for the entry of information  
5 regarding such firearm into the criminal justice information system; to provide for related  
6 matters; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Part 1 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated,  
10 relating to general provisions relative to dangerous instrumentalities and practices, is  
11 amended by adding a new Code section to read as follows:

12 "16-11-114.

13 (a)(1) Any person who owns a firearm and who has reasonable cause to believe that the  
14 firearm has been lost or stolen shall report such fact to a law enforcement agency not  
15 more than five days after discovering that the firearm has been lost or stolen. A report  
16 of a lost or stolen firearm shall include, and the law enforcement agency receiving the

17 report shall request, an accurate and detailed description of the firearm, including, to the  
18 extent known, the manufacturer, model, serial number, caliber, and any other  
19 identification number or distinguishing mark of the firearm being reported.

20 (2) Any person other than the owner of a lost or stolen firearm who is a member of the  
21 owner's family or who resides with the owner may report the loss or theft to a law  
22 enforcement agency. Making a report pursuant to this paragraph does not constitute  
23 acknowledgment of ownership of the firearm for the purposes of any other provision of  
24 law.

25 (b) Any person who previously reported a lost or stolen firearm pursuant to this Code  
26 section who has found or otherwise recovered the firearm, or any other person who has  
27 found or recovered the firearm, shall report to the law enforcement agency that received  
28 the report that the firearm has been recovered.

29 (c)(1) Except as otherwise provided in subsection (d), any person who knowingly  
30 violates paragraph (1) of subsection (a) of this Code section shall be guilty of failure to  
31 report a lost or stolen firearm.

32 (2) Failure to report a lost or stolen firearm shall be a misdemeanor punishable by a fine  
33 of \$25.00 and a second or subsequent violation of this Code section shall be punished by  
34 a fine of not more than \$500.00.

35 (d) This Code section shall not apply to a dealer, as such term is defined in Code  
36 Section 16-11-171.

37 (e) Within five days after receiving a report of a lost or stolen firearm pursuant to this  
38 Code section, the law enforcement agency that receives the report shall enter any available  
39 descriptive information related to the lost or stolen firearm into the Georgia Crime  
40 Information Center."

41 **SECTION 2.**

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