THE STATE OF GEORGIA

EXECUTIVE ORDER

BY THE GOVERNOR:

WHEREAS: The Georgia General Assembly created the Georgia Department of Juvenile Justice, Official Code of Georgia Annotated § 49-4A-3, to "provide for supervision, detention, and rehabilitation of juvenile delinquents committed to the state's custody"; and

WHEREAS: The Department of Juvenile Justice operates and maintains various juvenile detention facilities; and

WHEREAS: Official Code of Georgia Annotated § 49-4A-11(d) prohibits the provisions of contraband to children in such juvenile detention facilities as follows:

> *"Any person who shall knowingly provide to any child under the lawful control or custody of the department a gun, pistol, or any other weapon, any intoxicating liquor, any controlled substance listed in Code Section 16-13-27 as a Schedule III controlled substance, listed in Code Section 16-13-28 as a Schedule IV controlled substance, or listed in Code Section 16-13-29 as a Schedule V controlled substance, or an immediate precursor of any such controlled substance, or any dangerous drug as defined by Code Section 16-13-71, regardless of the amount, or any other harmful, hazardous, or illegal article or item which may be injurious to department personnel without the consent of the director of the institution providing care and supervision to the child shall be guilty of a felony and, upon conviction thereof, shall be imprisoned for not less than one nor more than five years"*

WHEREAS: Official Code of Georgia Annotated § 49-4A-11(e) prohibits the possession of such contraband by children in such juvenile detention facilities as follows:

> *"Any child who shall knowingly possess a gun, pistol, or any other weapon, any intoxicating liquor, any controlled substance listed in Code Section 16-13-27 as a Schedule III controlled substance, listed*

in Code Section 16-13-28 as a Schedule IV controlled substance, or listed in Code Section 16-13-29 as a Schedule V controlled substance, or an immediate precursor of any such controlled substance, or any dangerous drug as defined by Code Section 16-13-71, regardless of the amount, or any other harmful, hazardous, or illegal article or item which may be injurious to department personnel given to said child in violation of subsection (d) of this Code section while under the lawful custody or control of the department shall cause the department to file a delinquency petition in the court having jurisdiction; provided, however, if such person is 17 or older and is under the lawful custody or control of the department, such person shall be guilty of a felony and, upon conviction thereof, shall be imprisoned for not less than one nor more than five years"

NOW, THEREFORE BY THE POWER VESTED IN ME AS GOVERNOR OF THE STATE OF GEORGIA, IT IS HEREBY

ORDERED: That the following items shall be deemed contraband within any Georgia juvenile detention facility and thus banned from any such facilities:

Any and all telecommunication devices which means a device, an apparatus associated with a device, or a component of a device that enables, or may be used to enable, communication with a person outside of a juvenile detention facility, including a telephone, cellular telephone, personal digital assistant, transmitting radio, or computer connected or capable of being connected to a computer network, by wireless or other technology, or otherwise capable of communicating with a person or device out of a place of juvenile detention facility.

This 23rd day of November, 2011.

Nathan Deal

GOVERNOR