

Representative Hall, Atlanta, Georgia**Friday, February 24, 2012****Twenty-Fifth Legislative Day**

The House met pursuant to adjournment at 9:00 o'clock, A.M., this day and was called to order by the Speaker.

The roll was called and the following Representatives answered to their names:

| | | | | |
|------------------|-------------------|------------|-------------|------------------|
| E Abdul-Salaam | Cooke | Hill | Morgan | Sims, B |
| Abrams | Coomer | Holcomb | Mosby | Smith, E |
| Allison | Cooper | Holmes | Murphy | Smith, K |
| Amerson | Crawford | Holt | E Neal, Y | Smith, L |
| Anderson | Davis | Horne | Nimmer | Smith, R |
| Ashe | E Dawkins-Haigler | Houston | Nix | E Smith, T |
| Atwood | E Dickerson | Howard | E Oliver | Smyre |
| Baker | Dickey | E Hudson | O'Neal | Spencer |
| Battles | Dobbs | Hugley | Pak | Stephens, M |
| E Beasley-Teague | Dudgeon | Jacobs | Parent | Stephens, R |
| Bell | Dunahoo | James | Parrish | E Stephenson |
| E Benfield | Dutton | Jasperse | E Parsons | Talton |
| Benton | England | Johnson | Peake | Tankersley |
| Beverly | Epps, J | Jones, S | Powell, A | E Taylor, D |
| E Black | Evans | E Kendrick | E Powell, J | E Taylor, R |
| Braddock | Frazier | Kidd | Pruett | Taylor, T |
| Brockway | Fullerton | Knight | Purcell | Teasley |
| Brooks | Gardner | Lane | Ramsey | Thomas |
| Bruce | E Golick | Lindsey | Randall | Watson |
| Bryant | Gordon | Maddox, B | Reece | Welch |
| Buckner | Greene | Maddox, G | Rice | Weldon |
| Burns | Hamilton | Manning | Riley | Wilkerson |
| Byrd | Hanner | E Marin | Roberts | Wilkinson |
| Carson | Harbin | E Martin | Rogers, T | Williams, A |
| Carter | Harden, B | Maxwell | Rynders | Williams, C |
| E Casas | E Harden, M | McBayer | E Scott, M | Williams, E |
| Channell | Harrell | McCall | Scott, S | Williams, R |
| Cheokas | Hatchett | McKillip | E Setzler | Williamson |
| Clark, V | Hembree | Meadows | E Shaw | Yates |
| Collins | Hightower | Mitchell | Sheldon | Ralston, Speaker |

The following members were off the floor of the House when the roll was called:

Representatives Coleman of the 97th, Dempsey of the 13th, Dollar of the 45th, Epps of the 128th, Geisinger of the 48th, Hatfield of the 177th, Heard of the 114th, Henson of the 87th, Jordan of the 77th, Kaiser of the 59th, Long of the 61st, Mayo of the 91st, Morris of the 155th, Rogers of the 26th, Waites of the 60th, and Willard of the 49th.

They wished to be recorded as present.

Prayer was offered by Reverend Tom Plank, Senior Minister, Galilee Christian Church, Jefferson, Georgia.

The members pledged allegiance to the flag.

Representative Davis of the 109th, Chairman of the Committee on Information and Audits, reported that the Journal of the previous legislative day had been read and found to be correct.

By unanimous consent, the reading of the Journal was dispensed with.

The Journal was confirmed.

By unanimous consent, the following was established as the order of business during the first part of the period of unanimous consents:

1. Introduction of Bills and Resolutions.
2. First reading and reference of House Bills and Resolutions.
3. Second reading of Bills and Resolutions.
4. Reports of Standing Committees.
5. Third reading and passage of Local uncontested Bills.
6. First reading and reference of Senate Bills and Resolutions.

By unanimous consent, the following Bills and Resolution of the House were introduced, read the first time and referred to the Committees:

HB 1150. By Representatives Nimmer of the 178th, Lane of the 167th and Smith of the 168th:

A BILL to be entitled an Act to amend an Act creating the Board of Commissioners of Wayne County, approved March 6, 1962 (Ga. L. 1962, p. 3110), as amended, so as to change the description of the commissioner districts; to provide for definitions and inclusions; to provide for election, terms of office, and qualifications of members; to provide for submission of this Act for preclearance under the federal Voting Rights Act of 1965, as amended; to provide for a contingent repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 1151. By Representatives Nimmer of the 178th, Smith of the 168th and Lane of the 167th:

A BILL to be entitled an Act to amend an Act providing for the Board of Education of Wayne County, approved January 28, 1994 (Ga. L. 1994, p. 3512), as amended, so as to revise the districts for the election of members of the board; to provide for definitions and inclusions; to provide for election, terms of office, and qualifications of members; to provide for nonpartisan elections; to provide for submission of this Act for approval under the federal Voting Rights Act of 1965, as amended; to provide for a contingent automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 1152. By Representative Amerson of the 9th:

A BILL to be entitled an Act to provide for an advisory referendum in Lumpkin County on the question of whether the package sale of distilled spirits should be permitted in the county; to provide for the ballot; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination.

HB 1153. By Representative Kidd of the 141st:

A BILL to be entitled an Act to amend Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to specific, business, and occupation taxes, so as to impose an infrastructure fee of \$2.00 on the purchase of any ticket for events for which more than 2,000 tickets have been made available for retail sale; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 1154. By Representative Jones of the 46th:

A BILL to be entitled an Act to amend an Act to create the City of Milton Public Buildings and Facilities Authority, approved May 29, 2007 (Ga. L. 2007, p. 4264), so as to authorize city councilmembers to be appointed to the authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 1155. By Representatives Heard of the 114th, Beasley-Teague of the 65th, Murphy of the 120th, Brooks of the 63rd, Dawkins-Haigler of the 93rd and others:

A BILL to be entitled an Act to amend Part 7 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to HOPE scholarships and grants, so as to limit the number of Zell Miller Scholars at eligible public postsecondary institutions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Appropriations.

HB 1156. By Representatives Heard of the 114th, Beasley-Teague of the 65th, Murphy of the 120th, Brooks of the 63rd, Scott of the 76th and others:

A BILL to be entitled an Act to amend Part 7 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to HOPE scholarships and grants, so as to add a maximum annual household income requirement for purposes of eligibility for HOPE scholarships and grants; to provide for an annual determination; to provide for hardship waivers; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Appropriations.

HB 1157. By Representatives Heard of the 114th, Beasley-Teague of the 65th, Murphy of the 120th, Brooks of the 63rd, Dawkins-Haigler of the 93rd and others:

A BILL to be entitled an Act to amend Part 7 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to HOPE scholarships and grants, so as to revise the definition of a Zell Miller Scholar; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Appropriations.

HB 1158. By Representative Roberts of the 154th:

A BILL to be entitled an Act to amend an Act providing for the composition of the Board of Education of Ben Hill County, approved March 22, 1990 (Ga. L. 1990, p. 4435), as amended, particularly by an Act approved May 1, 2002 (Ga. L. 2002, p. 5169), so as to change the description of the education districts; to provide for definitions and inclusions; to provide for continuation

in office for current members; to provide for terms of office and manner of election; to provide for the submission of this Act for preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 1159. By Representatives Pruett of the 144th, Dobbs of the 53rd, Lindsey of the 54th, Gardner of the 57th, Harden of the 147th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 1 of Title 31 of the Official Code of Georgia Annotated, relating to general provisions relating to health, so as to provide for the creation of the Joint Study Commission on Education for Parents with Newborn Children; to provide for its composition and duties; to provide for the distribution of informational videos on health related topics by hospitals and other health care facilities to mothers of newborn infants; to provide for a definition; to provide that such requirement is contingent on available funding; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health & Human Services.

HB 1161. By Representatives Mayo of the 91st and Mosby of the 90th:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to regulation of hospitals and related institutions, so as to provide for minimum training requirements for personal care home employees; to provide for personal care home employee continuing education; to provide for issuance and revocation of owners' licenses under certain circumstances; to provide for refusal to employ a director, administrator, or on-site manager and employees under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health & Human Services.

HB 1162. By Representatives Clark of the 98th, Peake of the 137th, Ramsey of the 72nd, Sheldon of the 105th, Hamilton of the 23rd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 2 of Title 48 of the Official Code of Georgia Annotated, relating to state administrative organization for the Department of Revenue, so as to provide for sponsorship for certain additional services provided by the department for the benefit of

taxpayers; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 1163. By Representatives Cooper of the 41st, Watson of the 163rd, Purcell of the 159th and Amerson of the 9th:

A BILL to be entitled an Act to amend Code Section 43-39-1 of the Official Code of Georgia Annotated, relating to definitions relative to psychologists, so as to clarify the practice of psychology; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health & Human Services.

HR 1564. By Representatives Heard of the 114th, Beasley-Teague of the 65th, Murphy of the 120th, Brooks of the 63rd, Dawkins-Haigler of the 93rd and others:

A RESOLUTION urging the Georgia Student Finance Commission to provide the General Assembly with the necessary data and information to assess whether the HOPE scholarship program is meeting its desired results; and for other purposes.

Referred to the Committee on Appropriations.

By unanimous consent, the following Bills and Resolutions of the House and Senate were read the second time:

| | |
|---------|---------|
| HB 1126 | HB 1127 |
| HB 1128 | HB 1129 |
| HB 1130 | HB 1131 |
| HB 1132 | HB 1133 |
| HB 1134 | HB 1135 |
| HB 1136 | HB 1137 |
| HB 1138 | HB 1139 |
| HB 1140 | HB 1141 |
| HB 1142 | HB 1143 |
| HB 1144 | HB 1145 |
| HB 1147 | HB 1148 |
| HB 1149 | HB 1160 |
| HR 1543 | HR 1561 |
| HR 1562 | SB 324 |
| SB 332 | SB 338 |

SB 360
SB 370
SB 413
SB 435

SB 361
SB 396
SB 433

Representative Coleman of the 97th District, Chairman of the Committee on Education, submitted the following report:

Mr. Speaker:

Your Committee on Education has had under consideration the following Bill of the House and has instructed me to report the same back to the House with the following recommendation:

HB 825 Do Pass, by Substitute

Respectfully submitted,
/s/ Coleman of the 97th
Chairman

Representative Hamilton of the 23rd District, Chairman of the Committee on Governmental Affairs, submitted the following report:

Mr. Speaker:

Your Committee on Governmental Affairs has had under consideration the following Bills of the House and Senate and has instructed me to report the same back to the House with the following recommendations:

HB 766 Do Pass
SB 101 Do Pass

HB 990 Do Pass, by Substitute
SB 343 Do Pass

Respectfully submitted,
/s/ Hamilton of the 23rd
Chairman

Representative Sims of the 169th District, Chairman of the Committee on Intragovernmental Coordination, submitted the following report:

Mr. Speaker:

Your Committee on Intragovernmental Coordination - Local Legislation has had under consideration the following Bills of the House and Senate and has instructed me to report the same back to the House with the following recommendations:

| | | | |
|---------|---------|---------|---------|
| HB 1025 | Do Pass | HB 1059 | Do Pass |
| HB 1060 | Do Pass | HB 1074 | Do Pass |
| HB 1075 | Do Pass | HB 1076 | Do Pass |
| HB 1077 | Do Pass | HB 1083 | Do Pass |
| HB 1084 | Do Pass | HB 1087 | Do Pass |
| HB 1088 | Do Pass | HB 1091 | Do Pass |
| HB 1092 | Do Pass | HB 1100 | Do Pass |
| HB 1113 | Do Pass | HB 1118 | Do Pass |
| SB 392 | Do Pass | SB 397 | Do Pass |

Respectfully submitted,
/s/ Sims of the 169th
Chairman

The following Resolutions of the House, referred to the House Rules Subcommittee on Invites, were reported by the Committee on Rules with the following recommendations:

| | |
|---------|---------|
| HR 1440 | Do Pass |
| HR 1546 | Do Pass |
| HR 1565 | Do Pass |

The following report of the Committee on Rules was read and adopted:

HOUSE RULES CALENDAR
FRIDAY, FEBRUARY 24, 2012

Mr. Speaker and Members of the House:

The Committee on Rules has fixed the calendar for this 25th Legislative Day as enumerated below:

DEBATE CALENDAR

Open Rule

None

Modified Open Rule

HB 869 Natural Resources, Board of; rules and regulations; revise certain provisions (GF&P-Lane-167th)

Modified Structured Rule

HB 372 Bonds; release unclaimed bonds one year after surety released; provide (JudyNC-Allison-8th)
 HB 419 Foreclosure; time of delivery of notice of proceedings; change (Substitute)(Judy-Mitchell-88th)
 HB 776 Elections; nonpartisan elections for members of consolidated governments considered county elections; provide (GAff-Sims-119th)
 HB 795 All-terrain vehicles; make definitions consistent with industry standards (MotV-Powell-29th)

Structured Rule

None

Bills and Resolutions on this calendar may be called in any order the Speaker desires.

Respectfully submitted,
 /s/ Meadows of the 5th
 Chairman

Representative Jacobs of the 80th moved that the following Bill of the House be removed from the Local Calendar and voted on separately:

HB 1113. By Representatives Henson of the 87th, Mosby of the 90th, Drenner of the 86th, Stephenson of the 92nd, Kendrick of the 94th and others:

A BILL to be entitled an Act to authorize the governing authority of DeKalb County to levy an excise tax pursuant to subsection (b) of Code Section 48-13-51 of the O.C.G.A.; to provide procedures, conditions, and limitations; to provide for related matters; to repeal conflicting laws; and for other purposes.

On the motion, the roll call was ordered and the vote was as follows:

| | | | | |
|----------------|-------------------|-------------|------------|-----------|
| E Abdul-Salaam | Y Davis | Heckstall | Y McBrayer | E Shaw |
| N Abrams | E Dawkins-Haigler | Y Hembree | Y McCall | Y Sheldon |
| Y Allison | Dempsey | Henson | Y McKillip | Y Sims, B |
| Y Amerson | E Dickerson | Y Hightower | Y Meadows | Sims, C |

| | | | | |
|------------------|-------------|-------------|-------------|------------------|
| Y Anderson | Y Dickey | Y Hill | N Mitchell | N Smith, E |
| N Ashe | Y Dickson | N Holcomb | Y Morgan | Y Smith, K |
| Y Atwood | Y Dobbs | Y Holmes | Morris | Y Smith, L |
| Y Baker | Dollar | Holt | N Mosby | Y Smith, R |
| Y Battles | N Drenner | Y Horne | N Murphy | E Smith, T |
| E Beasley-Teague | Y Dudgeon | Y Houston | Neal, J | Smyre |
| N Bell | N Dukes | N Howard | E Neal, Y | Y Spencer |
| E Benfield | Y Dunahoo | E Hudson | Nimmer | N Stephens, M |
| Y Benton | Y Dutton | N Hugley | Y Nix | Y Stephens, R |
| N Beverly | Ehrhart | N Jackson | E Oliver | E Stephenson |
| E Black | Y England | Y Jacobs | Y O'Neal | Y Talton |
| Y Braddock | Epps, C | N James | Y Pak | Y Tankersley |
| Y Brockway | Y Epps, J | Jasperse | Parent | E Taylor, D |
| N Brooks | N Evans | E Jerguson | Y Parrish | E Taylor, R |
| N Bruce | N Floyd | N Johnson | E Parsons | Y Taylor, T |
| N Bryant | Fludd | Y Jones, J | Y Peake | Teasley |
| N Buckner | N Frazier | N Jones, S | Y Powell, A | N Thomas |
| Y Burns | N Fullerton | N Jordan | E Powell, J | VACANT |
| Y Byrd | N Gardner | N Kaiser | Y Pruett | Waites |
| Y Carson | Y Geisinger | N Kendrick | Y Purcell | Y Watson |
| Y Carter | E Golick | Y Kidd | Y Ramsey | Welch |
| E Casas | N Gordon | Y Knight | N Randall | Weldon |
| Y Channell | Y Greene | Y Lane | N Reece | N Wilkerson |
| Y Cheokas | Y Hamilton | Y Lindsey | Y Rice | Y Wilkinson |
| Y Clark, J | Y Hanner | Long | Y Riley | N Willard |
| Y Clark, V | Harbin | Y Maddox, B | Y Roberts | N Williams, A |
| Y Coleman | Y Harden, B | Maddox, G | Y Rogers, C | Y Williams, C |
| Y Collins | Y Harden, M | Y Manning | Y Rogers, T | N Williams, E |
| Y Cooke | Y Harrell | E Marin | Y Rynders | Williams, R |
| Y Coomer | Y Hatchett | E Martin | E Scott, M | Williamson |
| Y Cooper | Hatfield | Y Maxwell | N Scott, S | Y Yates |
| Crawford | Heard | N Mayo | E Setzler | Ralston, Speaker |

On the motion, the ayes were 88, nays 40.

The motion was lost.

Representatives Henson of the 87th and Waites of the 60th stated that they had been called from the floor of the House during the preceding roll call. They wished to be recorded as voting "nay" thereon.

By unanimous consent, the following Bills of the House and Senate were taken up for consideration and read the third time:

HB 1025. By Representatives Oliver of the 83rd, Mosby of the 90th, Stephenson of the 92nd, Dawkins-Haigler of the 93rd, Benfield of the 85th and others:

A BILL to be entitled an Act to amend an Act creating the State Court of DeKalb County, formerly known as the Civil and Criminal Court of DeKalb County, approved February 14, 1951 (Ga. L. 1951, p. 2401), as amended,

particularly by an Act approved May 28, 2010 (Ga. L. 2010, p. 3677), so as to change certain fees; to provide for certain fees; to provide for related matters; to provide for applicability and an effective date; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1059. By Representatives Frazier of the 123rd, Jackson of the 142nd and Burns of the 157th:

A BILL to be entitled an Act to amend an Act creating the Board of Commissioners of Burke County, approved August 21, 1911 (Ga. L. 1911, p. 390), as amended, particularly by an Act approved April 18, 2002 (Ga. L. 2002, p. 3986), so as to change the description of the commissioner districts; to define certain terms; to provide for submission of this Act for preclearance under the federal Voting Rights Act of 1965, as amended; to provide for effective dates; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1060. By Representatives Frazier of the 123rd, Jackson of the 142nd and Burns of the 157th:

A BILL to be entitled an Act to amend an Act creating the Burke County Board of Education, approved March 27, 1985 (Ga. L. 1985, p. 4481), as amended, particularly by an Act approved May 1, 2002 (Ga. L. 2002, p. 5156), so as to change the description of the education districts; to define certain terms; to provide for submission of this Act for preclearance under the federal Voting Rights Act of 1965, as amended; to provide for effective dates; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1074. By Representative Lane of the 167th:

A BILL to be entitled an Act to amend an Act to re-create and establish the Board of Commissioners of Long County, approved March 10, 1988 (Ga. L. 1988, p. 3755), so as to change the description of the commissioner districts; to provide for definitions and inclusions; to provide for the continuance in office of current members; to provide for the submission of this Act for

preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1075. By Representative Lane of the 167th:

A BILL to be entitled an Act to amend an Act providing for the election of the Board of Education of Long County, approved March 23, 1977 (Ga. L. 1977, p. 3293), as amended, particularly by an Act approved March 15, 1988 (Ga. L. 1988, p. 3964), so as to change the description of the education districts; to provide for definitions and inclusions; to provide for continuation in office for current members; to provide for the submission of this Act for preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1076. By Representatives Buckner of the 130th, James of the 135th and Cheokas of the 134th:

A BILL to be entitled an Act to amend an Act establishing a Board of Commissioners of Talbot County, approved February 16, 1876 (Ga. L. 1876, p. 291), as amended, particularly by an Act approved June 4, 2003 (Ga. L. 2003, p. 4692), so as to change the description of the commissioner districts; to provide for definitions and inclusions; to provide for related matters; to provide for submission of this Act for preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1077. By Representatives Buckner of the 130th, James of the 135th and Cheokas of the 134th:

A BILL to be entitled an Act to amend an Act reconstituting the Board of Education of Talbot County, approved April 5, 1993 (Ga. L. 1993, p. 4710), as amended, particularly by an Act approved June 4, 2003 (Ga. L. 2003, p.

4697), so as to revise the districts for the election of members of the board of education; to provide for definitions and inclusions; to provide for submission of this Act for preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1083. By Representative Houston of the 170th:

A BILL to be entitled an Act to amend an Act creating the Cook County Board of Education, approved March 28, 1986 (Ga. L. 1986, p. 5499), as amended, particularly by an Act approved May 1, 2002 (Ga. L. 2002, p. 5615), so as to change the description of the education districts; to provide for definitions and inclusions; to provide for continuation in office of current members; to provide for submission of this Act for preclearance under Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1084. By Representative Houston of the 170th:

A BILL to be entitled an Act to amend an Act creating the Board of Commissioners of Cook County, approved August 12, 1919 (Ga. L. 1919, p. 627), as amended, particularly by an Act approved May 1, 2002 (Ga. L. 2002, p. 5621), so as to change the description of the commissioner districts; to provide for definitions and inclusions; to provide for continuation in office of current members; to provide for the submission of this Act for preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1087. By Representatives Powell of the 171st, Houston of the 170th and Rynders of the 152nd:

A BILL to be entitled an Act to amend an Act re-creating the Board of Commissioners of Colquitt County, approved March 24, 1974 (Ga. L. 1974,

p. 3078), as amended, particularly by an Act approved April 1, 2002 (Ga. L. 2002, p. 3691), so as to change the description of the commissioner districts; to provide for definitions and inclusions; to provide for the continuance in office of current members; to provide for the submission of this Act for preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1088. By Representatives Powell of the 171st, Houston of the 170th and Rynders of the 152nd:

A BILL to be entitled an Act to amend an Act relating to the Board of Education of Colquitt County, approved March 12, 1970 (Ga. L. 1970, p. 2582), as amended, particularly by an Act approved April 1, 2002 (Ga. L. 2002, p. 3684), so as to change the description of the education districts; to provide for definitions and inclusions; to provide for continuation in office for current members; to provide for the submission of this Act for preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1091. By Representative Maddox of the 127th:

A BILL to be entitled an Act to amend an Act providing for a homestead exemption from Pike County School District ad valorem taxation for certain residents, approved April 4, 1991 (Ga. Laws 1991, p. 3695), so as to increase the amount of the exemption from school district taxes for residents who are 65 and older; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1092. By Representative Parrish of the 156th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stillmore, approved April 10, 1998 (Ga. L. 1998, p. 4316), so as

to provide for staggered terms for members of the city council; to provide for the manner of election; to provide that the mayor and council shall appoint the city attorney and city clerk; to revise the duties of the mayor and council; to revise the amount of fines that may be imposed by the municipal court; to provide for the applicability of Chapter 2 of Title 21 of the O.C.G.A. to municipal elections; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1100. By Representatives Houston of the 170th and Shaw of the 176th:

A BILL to be entitled an Act to amend an Act to establish an airport authority for Berrien County, approved March 20, 1985 (Ga. L. 1985, p. 3873), so as to increase the membership of the board of such authority; to provide for terms of office for such additional members; to provide for a quorum; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1113. By Representatives Henson of the 87th, Mosby of the 90th, Drenner of the 86th, Stephenson of the 92nd, Kendrick of the 94th and others:

A BILL to be entitled an Act to authorize the governing authority of DeKalb County to levy an excise tax pursuant to subsection (b) of Code Section 48-13-51 of the O.C.G.A.; to provide procedures, conditions, and limitations; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

HB 1118. By Representative Reece of the 11th:

A BILL to be entitled an Act to provide a new charter for the Town of Trion; to provide for incorporation, boundaries, and powers of the town; to provide for a governing authority of such town and the powers, duties, authority, election, terms, vacancies, compensation, expenses, qualifications, prohibitions, conflicts of interest, and suspension and removal from office relative to members of such governing authority; to provide for inquiries and investigations; to provide for oaths, organization, meetings, quorum, voting,

rules, and procedures; to repeal a specific Act; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

SB 392. By Senator Hooks of the 14th:

A BILL to be entitled an Act to amend an Act to reconstitute the Board of Education of Marion County, approved April 18, 2002 (Ga. L. 2002, p. 3794), as amended, particularly by an Act approved May 30, 2003 (Ga. L. 2003, p. 3746), so as to change the description of the education districts; to provide for definitions and inclusions; to provide for continuation in office of current members; to provide for submission of this Act for preclearance under Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

SB 397. By Senator Miller of the 49th:

A BILL to be entitled an Act to amend an Act providing for districts for the election of the Board of Education of Hall County, approved March 29, 1983 (Ga. L. 1983, p. 4553), as amended, particularly by an Act approved April 25, 2002 (Ga. L. 2002, p. 4915), so as to change the description of the education districts; to provide for definitions and inclusions; to provide for the continuation in office of current members; to provide for the submission of this Act under Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

By unanimous consent, the following roll call vote was made applicable to the previously read Bills.

On the passage of the Bills, the roll call was ordered and the vote was as follows:

| | | | | |
|----------------|-------------------|-------------|------------|-----------|
| E Abdul-Salaam | Y Davis | Heckstall | Y McBrayer | E Shaw |
| Y Abrams | E Dawkins-Haigler | Y Hembree | Y McCall | Y Sheldon |
| Y Allison | Dempsey | Henson | N McKillip | Y Sims, B |
| Y Amerson | E Dickerson | Y Hightower | Y Meadows | Sims, C |

| | | | | |
|------------------|-------------|-------------|-------------|------------------|
| Y Anderson | Y Dickey | Y Hill | Y Mitchell | Y Smith, E |
| Y Ashe | Y Dickson | Y Holcomb | Y Morgan | Y Smith, K |
| Y Atwood | Y Dobbs | Y Holmes | Morris | Y Smith, L |
| Y Baker | Dollar | Holt | Y Mosby | Y Smith, R |
| Y Battles | Y Drenner | Y Horne | Y Murphy | E Smith, T |
| E Beasley-Teague | Y Dudgeon | Y Houston | Y Neal, J | Y Smyre |
| Y Bell | Y Dukes | Y Howard | E Neal, Y | N Spencer |
| E Benfield | Y Dunahoo | E Hudson | Nimmer | Y Stephens, M |
| Y Benton | Y Dutton | Y Hugley | Y Nix | Y Stephens, R |
| Y Beverly | Ehrhart | Y Jackson | E Oliver | E Stephenson |
| E Black | Y England | N Jacobs | Y O'Neal | Y Talton |
| N Braddock | Epps, C | Y James | N Pak | Y Tankersley |
| N Brockway | Y Epps, J | Jasperse | Y Parent | E Taylor, D |
| Y Brooks | Y Evans | E Jerguson | Y Parrish | E Taylor, R |
| Y Bruce | Y Floyd | Y Johnson | E Parsons | Y Taylor, T |
| Y Bryant | Fludd | Jones, J | Y Peake | N Teasley |
| Y Buckner | Y Frazier | Y Jones, S | Y Powell, A | Y Thomas |
| Y Burns | Fullerton | Y Jordan | E Powell, J | VACANT |
| Y Byrd | Y Gardner | Y Kaiser | Y Pruett | Waites |
| Y Carson | Y Geisinger | Y Kendrick | Y Purcell | Y Watson |
| Y Carter | E Golick | Y Kidd | Y Ramsey | Welch |
| E Casas | Y Gordon | Y Knight | Y Randall | Y Weldon |
| Y Channell | Y Greene | Y Lane | Y Reece | Y Wilkerson |
| Y Cheokas | Y Hamilton | Y Lindsey | Y Rice | Y Wilkinson |
| Y Clark, J | Y Hanner | Long | Y Riley | Y Willard |
| Y Clark, V | Harbin | Y Maddox, B | Y Roberts | Y Williams, A |
| Y Coleman | Y Harden, B | Maddox, G | Y Rogers, C | Y Williams, C |
| Y Collins | Harden, M | Y Manning | N Rogers, T | Y Williams, E |
| Y Cooke | N Harrell | E Marin | Y Rynders | Y Williams, R |
| N Coomer | Y Hatchett | E Martin | E Scott, M | Y Williamson |
| Y Cooper | Hatfield | Y Maxwell | Y Scott, S | Y Yates |
| Y Crawford | Y Heard | Y Mayo | E Setzler | Ralston, Speaker |

On the passage of the Bills, the ayes were 124, nays 10.

The Bills, having received the requisite constitutional majority, were passed.

Representatives Henson of the 87th and Waites of the 60th stated that they had been called from the floor of the House during the preceding roll call. They wished to be recorded as voting "aye" thereon.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has passed by the requisite constitutional majority the following bills of the Senate and House:

SB 153. By Senators Rogers of the 21st and Hill of the 32nd:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to provide certain requirements and rights relating to professional development plans for personnel who have deficiencies and other needs; to revise certain provisions relating to termination or suspension of a contract of employment; to provide for certain definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 289. By Senators Rogers of the 21st, Millar of the 40th, Williams of the 19th and Albers of the 56th:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to require students to take one course containing online learning; to provide for the online administration of end-of-course assessments; to require local school systems to provide opportunities for participation in part-time and full-time virtual instruction programs; to establish a list of providers; to provide requirements for providers; to provide for a report by the Department of Education on digital learning methods; to provide for blended learning courses in charter schools which include online instruction; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 316. By Senators Bethel of the 54th, Mullis of the 53rd, Hamrick of the 30th, Shafer of the 48th, Unterman of the 45th and others:

A BILL to be entitled an Act to amend Article 5 of Chapter 3 of Title 9 of the Official Code of Georgia Annotated, relating to limitations of actions, so as to increase the tolling period for limitations for tort actions while a criminal prosecution is pending; to amend Chapter 3 of Title 17 of the Official Code of Georgia Annotated, relating to limitations on prosecutions, so as to extend the statute of limitations for the prosecutions of the offenses of cruelty to children in the first degree, rape, sodomy, aggravated sodomy, statutory rape, child molestation, aggravated child molestation, enticing a child for indecent purposes, and incest; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 378. By Senators Carter of the 1st, Williams of the 19th, McKoon of the 29th, Bethel of the 54th and Jackson of the 2nd:

A BILL to be entitled an Act to amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, so as to revise a

definition; to provide for certain changes to the definition of written prescriptions for dangerous drugs; to add to provisions concerning unlawful offering or selling of certain drugs; to provide for increase of penalties for violation of certain laws; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 382. By Senators Shafer of the 48th and Bethel of the 54th:

A BILL to be entitled an Act to amend Article 1 of Chapter 2 of Title 46 of the Official Code of Georgia Annotated, relating to organization and members of the Public Service Commission, so as to change the description of the election districts for members of the Public Service Commission; to provide for manner of election and terms of office; to provide for continuation in office of current members; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

SB 385. By Senators Shafer of the 48th, Goggans of the 7th, Bethel of the 54th and McKoon of the 29th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide for the confidentiality of certain records of the Commissioner of Insurance; to provide for exceptions; to provide for certain premium taxes and the rate and manner of collection; to revise certain provisions regarding reinsurance; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 402. By Senators Golden of the 8th, Millar of the 40th, Stoner of the 6th, Rogers of the 21st, Tolleson of the 20th and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 20 of Title 47 of the Official Code of Georgia Annotated, the "Public Retirement Systems Investment Authority Law," so as to provide a short title; to define certain terms relating to certain types of investments; to provide that the provisions of this Act shall be applicable only to the Employees' Retirement System of Georgia; to provide that the Teachers Retirement System of Georgia (T.R.S.) shall be exempt from the provisions of this Act; to amend Code Section 50-18-72 of the Official Code of Georgia Annotated, relating to when public disclosure of records is not required and disclosure exempting legal authority, so as to exempt certain public records from public inspection; to repeal conflicting laws; and for other purposes.

SB 436. By Senator Hooks of the 14th:

A BILL to be entitled an Act to amend an Act to provide for the election of the initial chief magistrate of the Magistrate Court of Webster County, approved March 21, 1984 (Ga. L. 1984, p. 4451), as amended, particularly by an Act approved April 1, 1996 (Ga. L. 1996, p. 3834), so as to provide the terms of office of magistrates other than the chief magistrate; to provide for the nomination and appointment of magistrates other than the chief magistrate; to provide for the renewal of terms for magistrates other than the chief magistrate; to provide for a limit on the number of other magistrates to be appointed other than the chief magistrate; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 788. By Representative Spencer of the 180th:

A BILL to be entitled an Act to amend an Act providing for the Board of Education of Camden County, approved March 30, 1987 (Ga. L. 1987, p. 4943), as amended, particularly by an Act approved August 24, 2001 (Ga. L. 2001, Ex. Sess., p. 232), so as to change the description of the education districts; to provide for inclusions; to provide for continuation in office of current members; to provide for submission of this Act for approval under Section 5 of the federal Voting Rights Act of 1965, as amended; to repeal conflicting laws; and for other purposes.

HB 789. By Representative Spencer of the 180th:

A BILL to be entitled an Act to amend an Act to amend, restate, revise, reorganize, and modernize the law relating to the board of commissioners of Camden County and certain officers of Camden County, approved March 25, 2002 (Ga. L. 2002, p. 3609), so as to change the description of the commissioner districts; to provide for definitions and inclusions; to provide for continuation in office of current members; to provide for election and terms of office of subsequent members; to provide for submission of this Act for approval under Section 5 of the federal Voting Rights Act of 1965, as amended; to repeal conflicting laws; and for other purposes.

HB 912. By Representatives Harbin of the 118th, Sims of the 119th and Anderson of the 117th:

A BILL to be entitled an Act to amend an Act providing for the election of the Board of Education of Columbia County, approved March 21, 1968 (Ga. L. 1968, p. 2708), as amended, particularly by an Act approved May 6, 2005 (Ga. L. 2005, p. 3973), so as to change the description of the education

districts; to provide for definitions and inclusions; to provide for the continuation in office of current members; to provide for the submission of this Act for preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 913. By Representatives Harbin of the 118th, Sims of the 119th and Anderson of the 117th:

A BILL to be entitled an Act to amend an Act creating the Board of Commissioners of Columbia County, approved March 21, 1980 (Ga. L. 1980, p. 3699), as amended, particularly by an Act approved April 25, 2002 (Ga. L. 2002, p. 4565), so as to change the description of the commissioner districts; to provide for definitions and inclusions; to provide for the continuance in office of current members; to provide for the submission of this Act for preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 922. By Representative Reece of the 11th:

A BILL to be entitled an Act to amend an Act providing for the election of members of the board of education of Chattooga County, approved April 25, 2002 (Ga. L. 2002, p. 4723), as amended, so as to revise the districts for the election of members of the board of education; to provide for definitions and inclusions; to provide for the continuation in office of current members; to provide for submission of this Act for preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to provide effective dates; to repeal conflicting laws; and for other purposes.

HB 947. By Representative Hudson of the 124th:

A BILL to be entitled an Act to amend an Act reconstituting the Board of Education of Warren County, approved February 4, 1993 (Ga. L. 1993, p. 3651), as amended, particularly by an Act approved March 10, 2008 (Ga. L. 2008, p. 3531), so as to change the description of the education districts; to provide for definitions and inclusions; to provide for the continuation in office of current members; to provide for the submission of this Act for preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has passed by substitute, by the requisite constitutional majority, the following bill of the House:

HB 741. By Representatives Ralston of the 7th, Jones of the 46th, O`Neal of the 146th and England of the 108th:

A BILL to amend an Act providing appropriations for the State Fiscal Year beginning July 1, 2011, and ending June 30, 2012, known as the "General Appropriations Act," House Bill 78, Act No. 223, approved May 12, 2011, (Ga. L. 2011, Vol. I, Book II).

By unanimous consent, the following Bills of the Senate were read the first time and referred to the Committees:

SB 153. By Senators Rogers of the 21st and Hill of the 32nd:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to provide certain requirements and rights relating to professional development plans for personnel who have deficiencies and other needs; to revise certain provisions relating to termination or suspension of a contract of employment; to provide for certain definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education.

SB 289. By Senators Rogers of the 21st, Millar of the 40th, Williams of the 19th and Albers of the 56th:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to require students to take one course containing online learning; to provide for the online administration of end-of-course assessments; to require local school systems to provide opportunities for participation in part-time and full-time virtual instruction programs; to establish a list of providers; to provide requirements for providers; to provide for a report by the Department of Education on digital learning methods; to provide for blended learning courses in charter schools which include online instruction; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education.

- SB 316. By Senators Bethel of the 54th, Mullis of the 53rd, Hamrick of the 30th, Shafer of the 48th, Unterman of the 45th and others:

A BILL to be entitled an Act to amend Article 5 of Chapter 3 of Title 9 of the Official Code of Georgia Annotated, relating to limitations of actions, so as to increase the tolling period for limitations for tort actions while a criminal prosecution is pending; to amend Chapter 3 of Title 17 of the Official Code of Georgia Annotated, relating to limitations on prosecutions, so as to extend the statute of limitations for the prosecutions of the offenses of cruelty to children in the first degree, rape, sodomy, aggravated sodomy, statutory rape, child molestation, aggravated child molestation, enticing a child for indecent purposes, and incest; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

- SB 378. By Senators Carter of the 1st, Williams of the 19th, McKoon of the 29th, Bethel of the 54th and Jackson of the 2nd:

A BILL to be entitled an Act to amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, so as to revise a definition; to provide for certain changes to the definition of written prescriptions for dangerous drugs; to add to provisions concerning unlawful offering or selling of certain drugs; to provide for increase of penalties for violation of certain laws; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

- SB 382. By Senators Shafer of the 48th and Bethel of the 54th:

A BILL to be entitled an Act to amend Article 1 of Chapter 2 of Title 46 of the Official Code of Georgia Annotated, relating to organization and members of the Public Service Commission, so as to change the description of the election districts for members of the Public Service Commission; to provide for manner of election and terms of office; to provide for continuation in office of current members; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Energy, Utilities & Telecommunications.

- SB 385. By Senators Shafer of the 48th, Goggans of the 7th, Bethel of the 54th and McKoon of the 29th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide for the confidentiality of certain records of the Commissioner of Insurance; to provide for exceptions; to provide for certain premium taxes and the rate and manner of collection; to revise certain provisions regarding reinsurance; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance.

SB 402. By Senators Golden of the 8th, Millar of the 40th, Stoner of the 6th, Rogers of the 21st, Tolleson of the 20th and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 20 of Title 47 of the Official Code of Georgia Annotated, the "Public Retirement Systems Investment Authority Law," so as to provide a short title; to define certain terms relating to certain types of investments; to provide that the provisions of this Act shall be applicable only to the Employees' Retirement System of Georgia; to provide that the Teachers Retirement System of Georgia (T.R.S.) shall be exempt from the provisions of this Act; to amend Code Section 50-18-72 of the Official Code of Georgia Annotated, relating to when public disclosure of records is not required and disclosure exempting legal authority, so as to exempt certain public records from public inspection; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

SB 436. By Senator Hooks of the 14th:

A BILL to be entitled an Act to amend an Act to provide for the election of the initial chief magistrate of the Magistrate Court of Webster County, approved March 21, 1984 (Ga. L. 1984, p. 4451), as amended, particularly by an Act approved April 1, 1996 (Ga. L. 1996, p. 3834), so as to provide the terms of office of magistrates other than the chief magistrate; to provide for the nomination and appointment of magistrates other than the chief magistrate; to provide for the renewal of terms for magistrates other than the chief magistrate; to provide for a limit on the number of other magistrates to be appointed other than the chief magistrate; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

Pursuant to HR 1565, the House commended Dr. Bob Heaberlin for being selected as Georgia's 2011 National Distinguished Principal and invited him to be recognized by the House of Representatives.

Pursuant to HR 1546, the House commended Eddie Pollard for being selected as Georgia's 2011 National Distinguished Principal and invited him to be recognized by the House of Representatives.

Pursuant to HR 1440, the House commended the Winder-Barrow Cheer Doggs on winning the coed division of the 2011-2012 GHSA Cheerleading State Championships and invited them to be recognized by the House of Representatives.

The following member was recognized during the period of Morning Orders and addressed the House:

Representative Coomer of the 14th.

The Speaker Pro Tem assumed the Chair.

The following members were recognized during the period of Morning Orders and addressed the House:

Representatives McCall of the 30th and Ralston of the 7th.

The Speaker assumed the Chair.

Representative Coleman of the 97th District, Chairman of the Committee on Education, submitted the following report:

Mr. Speaker:

Your Committee on Education has had under consideration the following Bills of the House and has instructed me to report the same back to the House with the following recommendations:

| | |
|--------|------------------------|
| HB 692 | Do Pass, by Substitute |
| HB 821 | Do Pass, by Substitute |
| HB 836 | Do Pass, by Substitute |

Respectfully submitted,
/s/ Coleman of the 97th
Chairman

Representative Geisinger of the 48th District, Vice-Chairman of the Committee on Energy, Utilities, and Telecommunications, submitted the following report:

Mr. Speaker:

Your Committee on Energy, Utilities, and Telecommunications has had under consideration the following Bills of the House and has instructed me to report the same back to the House with the following recommendations:

| | |
|---------|------------------------|
| HB 520 | Do Pass |
| HB 934 | Do Pass, by Substitute |
| HB 1049 | Do Pass, by Substitute |

Respectfully submitted,
/s/ Geisinger of the 48th
Vice-Chairman

Representative Channell of the 116th District, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. Speaker:

Your Committee on Ways and Means has had under consideration the following Bills of the House and has instructed me to report the same back to the House with the following recommendations:

| | | | |
|--------|---------|---------|---------|
| HB 808 | Do Pass | HB 965 | Do Pass |
| HB 967 | Do Pass | HB 1056 | Do Pass |

Respectfully submitted,
/s/ Channell of the 116th
Chairman

The following Resolutions of the House were read and referred to the Committee on Rules:

HR 1589. By Representatives Purcell of the 159th, Talton of the 145th, Hanner of the 148th, Frazier of the 123rd and McKillip of the 115th:

A RESOLUTION commending Trooper First Class Thomas Kustra and inviting him to be recognized by the House of Representatives; and for other purposes.

HR 1590. By Representatives Purcell of the 159th, Atwood of the 179th, Lane of the 167th, Talton of the 145th, Hanner of the 148th and others:

A RESOLUTION commending School Resource Officer Shane Hope and inviting him to be recognized by the House of Representatives; and for other purposes.

HR 1591. By Representatives Purcell of the 159th, Atwood of the 179th, Lane of the 167th, Talton of the 145th, Hanner of the 148th and others:

A RESOLUTION commending School Resource Officer Mark Hopper and inviting him to be recognized by the House of Representatives; and for other purposes.

The following Resolutions of the House were read and adopted:

HR 1592. By Representatives Smith of the 70th and Horne of the 71st:

A RESOLUTION honoring the life and memory of Captain Nicholas Schade Whitlock; and for other purposes.

HR 1593. By Representative Cooper of the 41st:

A RESOLUTION honoring and celebrating the 75th birthday of Ms. Grace Sophia Francis Smith; and for other purposes.

HR 1594. By Representatives Lindsey of the 54th, Taylor of the 79th, Collins of the 27th and Holcomb of the 82nd:

A RESOLUTION recognizing the 20th anniversary of the Khojaly Massacre and honoring the life and memory of its victims; and for other purposes.

HR 1595. By Representatives Smyre of the 132nd, Hugley of the 133rd, Smith of the 131st, Buckner of the 130th and Smith of the 129th:

A RESOLUTION honoring the life and memory of Hazel L. Lanier McGill; and for other purposes.

HR 1596. By Representatives Purcell of the 159th, Talton of the 145th, Hanner of the 148th, Frazier of the 123rd and McKillip of the 115th:

A RESOLUTION recognizing and commending Trooper First Class Thomas Kustra; and for other purposes.

HR 1597. By Representatives Purcell of the 159th, Atwood of the 179th, Lane of the 167th, Talton of the 145th, Hanner of the 148th and others:

A RESOLUTION recognizing and commending School Resource Officer Shane Hope; and for other purposes.

HR 1598. By Representatives Purcell of the 159th, Atwood of the 179th, Lane of the 167th, Talton of the 145th, Hanner of the 148th and others:

A RESOLUTION recognizing and commending SRO Mark Hopper; and for other purposes.

HR 1599. By Representatives Dickson of the 6th, Meadows of the 5th, Jasperse of the 12th, James of the 135th and Powell of the 29th:

A RESOLUTION recognizing and commending the Honorable Roger Williams on the occasion of his retirement; and for other purposes.

HR 1600. By Representatives Manning of the 32nd, Dempsey of the 13th, Murphy of the 120th, Heard of the 114th, Lindsey of the 54th and others:

A RESOLUTION recognizing February 28, 2012, as Children's Day at the capitol; and for other purposes.

HR 1601. By Representatives Dunahoo of the 25th, Collins of the 27th, Abdul-Salaam of the 74th, Rogers of the 26th, Williams of the 89th and others:

A RESOLUTION recognizing and commending Georgia Women of Achievement and 2012 honoree Ms. Beulah Rucker Oliver; and for other purposes.

The following Resolutions of the House, favorably reported by the Committee on Rules, were read and adopted:

HR 1440. By Representatives England of the 108th and Benton of the 31st:

A RESOLUTION commending the Winder-Barrow Cheer Doggs on winning the coed division of the 2011-2012 GHSA Cheerleading State Championships and inviting them to be recognized by the House of Representatives; and for other purposes.

HR 1546. By Representatives Burns of the 157th, Ramsey of the 72nd and Fludd of the 66th:

A RESOLUTION commending Eddie Pollard for being selected as Georgia's 2011 National Distinguished Principal and inviting him to be recognized by the House of Representatives; and for other purposes.

HR 1565. By Representatives Smith of the 70th and Horne of the 71st:

A RESOLUTION commending Dr. Bob Heaberlin for being selected as Georgia's 2011 National Distinguished Principal and inviting him to be recognized by the House of Representatives; and for other purposes.

The following Resolution of the House was read and referred to the Committee on Rules:

HR 1588. By Representatives Howard of the 121st, Frazier of the 123rd, Sims of the 119th, Murphy of the 120th and Smith of the 122nd:

A RESOLUTION commending Deon Grant and inviting him to be recognized by the House of Representatives; and for other purposes.

The following Resolution of the House, referred to the House Rules Subcommittee on Invites, was reported by the Committee on Rules with the following recommendation:

HR 1588 Do Pass

The following Resolution of the House, favorably reported by the Committee on Rules, was read and adopted:

HR 1588. By Representatives Howard of the 121st, Frazier of the 123rd, Sims of the 119th, Murphy of the 120th and Smith of the 122nd:

A RESOLUTION commending Deon Grant and inviting him to be recognized by the House of Representatives; and for other purposes.

By order of the Committee on Rules, the following Resolution of the House was withdrawn from the General Calendar and recommitted to the Committee on Education:

HR 1150. By Representatives Coleman of the 97th, England of the 108th, Dickson of the 6th, Kaiser of the 59th, Abrams of the 84th and others:

A RESOLUTION proposing an amendment to the Constitution so as to provide that the sales and use tax for educational purposes shall only be distributed on the basis of full-time equivalent student counts when proceeds are distributed between a county school district and the independent school

districts located in such county; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Under the general order of business, established by the Committee on Rules, the following Bill of the House was taken up for consideration and read the third time:

HB 869. By Representatives Lane of the 167th, Knight of the 126th, Burns of the 157th, Wilkinson of the 52nd and Stephens of the 164th:

A BILL to be entitled an Act to amend Title 27 of the O.C.G.A., relating to game and fish, so as to extensively revise various provisions relative to salt water fisheries management; to change certain provisions relating to rules and regulations of the Board of Natural Resources used to establish game and fish criminal violations; to add certain provisions relating to requirements of the Salt Water Information Program; to amend Chapter 7 of Title 52 of the O.C.G.A., relating to the registration, operation, and sale of watercraft, so as to establish the date of rules and regulations promulgated by the Board of Natural Resources used to establish criminal violations; to correct cross-references; to provide for effective dates; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

| | | | | |
|------------------|-------------------|-------------|-------------|---------------|
| E Abdul-Salaam | Y Davis | Y Heckstall | N McBrayer | E Shaw |
| Y Abrams | Y Dawkins-Haigler | Y Hembree | Y McCall | Y Sheldon |
| N Allison | Y Dempsey | Y Henson | Y McKillip | Y Sims, B |
| Y Amerson | E Dickerson | N Hightower | Y Meadows | Y Sims, C |
| Y Anderson | Y Dickey | Y Hill | Y Mitchell | N Smith, E |
| Y Ashe | Y Dickson | Y Holcomb | Y Morgan | Y Smith, K |
| N Atwood | Y Dobbs | Y Holmes | Y Morris | Y Smith, L |
| Y Baker | Y Dollar | N Holt | Y Mosby | Y Smith, R |
| Y Battles | Y Drenner | N Horne | Y Murphy | E Smith, T |
| Y Beasley-Teague | N Dudgeon | Y Houston | Y Neal, J | Y Smyre |
| Y Bell | Y Dukes | Y Howard | Y Neal, Y | N Spencer |
| E Benfield | Y Dunahoo | E Hudson | Y Nimmer | Y Stephens, M |
| N Benton | N Dutton | Y Hugley | Y Nix | Y Stephens, R |
| Y Beverly | Ehrhart | Y Jackson | Y Oliver | E Stephenson |
| E Black | Y England | Y Jacobs | Y O'Neal | Y Talton |
| N Braddock | Y Epps, C | Y James | Y Pak | Y Tankersley |
| N Brockway | Y Epps, J | Y Jasperse | Y Parent | E Taylor, D |
| Brooks | Y Evans | E Jerguson | Y Parrish | E Taylor, R |
| Y Bruce | N Floyd | Y Johnson | E Parsons | Y Taylor, T |
| Y Bryant | Y Fludd | Y Jones, J | Y Peake | N Teasley |
| Y Buckner | Y Frazier | Y Jones, S | Y Powell, A | Y Thomas |
| Y Burns | Y Fullerton | Y Jordan | E Powell, J | VACANT |

| | | | | |
|------------|-------------|-------------|-------------|------------------|
| N Byrd | Y Gardner | Y Kaiser | Y Pruet | Y Waites |
| Y Carson | Y Geisinger | Y Kendrick | Y Purcell | Y Watson |
| Y Carter | E Golick | Y Kidd | Y Ramsey | Y Welch |
| E Casas | Y Gordon | Y Knight | Y Randall | E Weldon |
| Y Channell | Y Greene | Y Lane | Y Reece | Y Wilkerson |
| Y Cheokas | Hamilton | Y Lindsey | Y Rice | Y Wilkinson |
| N Clark, J | Y Hanner | Y Long | E Riley | Y Willard |
| Y Clark, V | Y Harbin | Y Maddox, B | Y Roberts | Y Williams, A |
| Y Coleman | Y Harden, B | Y Maddox, G | Y Rogers, C | Y Williams, C |
| E Collins | Y Harden, M | Y Manning | N Rogers, T | Y Williams, E |
| N Cooke | Y Harrell | E Marin | Y Rynders | Y Williams, R |
| N Coomer | Y Hatchett | E Martin | E Scott, M | Y Williamson |
| Y Cooper | N Hatfield | Y Maxwell | Y Scott, S | Y Yates |
| Y Crawford | Y Heard | Y Mayo | E Setzler | Ralston, Speaker |

On the passage of the Bill, the ayes were 132, nays 21.

The Bill, having received the requisite constitutional majority, was passed.

Representative Clark of the 98th stated that he inadvertently voted "nay" on the preceding roll call. He wished to be recorded as voting "aye" thereon.

Pursuant to HR 1588, the House commended Deon Grant and invited him to be recognized by the House of Representatives.

Representative Benton of the 31st District, Chairman of the Committee on Human Relations and Aging, submitted the following report:

Mr. Speaker:

Your Committee on Human Relations and Aging has had under consideration the following Bills of the House and has instructed me to report the same back to the House with the following recommendations:

| | |
|---------|------------------------|
| HB 857 | Do Pass, by Substitute |
| HB 988 | Do Pass |
| HB 1146 | Do Pass |

Respectfully submitted,
/s/ Benton of the 31st
Chairman

Representative Willard of the 49th District, Chairman of the Committee on Judiciary, submitted the following report:

Mr. Speaker:

Your Committee on Judiciary has had under consideration the following Bill of the House and has instructed me to report the same back to the House with the following recommendation:

HB 641 Do Pass, by Substitute

Respectfully submitted,
/s/ Willard of the 49th
Chairman

Representative Golick of the 34th District, Chairman of the Committee on Judiciary Non-Civil, submitted the following report:

Mr. Speaker:

Your Committee on Judiciary Non-Civil has had under consideration the following Bills of the House and has instructed me to report the same back to the House with the following recommendations:

HB 242 Do Pass, by Substitute
HB 717 Do Pass, by Substitute

Respectfully submitted,
/s/ Golick of the 34th
Chairman

Under the general order of business, established by the Committee on Rules, the following Bills of the House were taken up for consideration and read the third time:

HB 795. By Representatives Powell of the 29th, Rice of the 51st, Battles of the 15th and Johnson of the 37th:

A BILL to be entitled an Act to amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, so as to modify definitions related to all-terrain vehicles, recreational off-highway vehicles, and off-road vehicles to make such definitions consistent with current industry standards and practices; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

| | | | | |
|----------------|-------------------|-------------|-------------|------------------|
| E Abdul-Salaam | Y Davis | Y Heckstall | Y McBrayer | E Shaw |
| Y Abrams | Y Dawkins-Haigler | Y Hembree | Y McCall | Y Sheldon |
| Y Allison | Dempsey | Y Henson | Y McKillip | Y Sims, B |
| Y Amerson | E Dickerson | Y Hightower | Y Meadows | Y Sims, C |
| Y Anderson | Y Dickey | Y Hill | Y Mitchell | Y Smith, E |
| Y Ashe | Y Dickson | Y Holcomb | Y Morgan | Y Smith, K |
| Y Atwood | Y Dobbs | Y Holmes | Y Morris | Y Smith, L |
| Y Baker | Y Dollar | Y Holt | Y Mosby | Y Smith, R |
| Y Battles | Y Drenner | Y Horne | Y Murphy | E Smith, T |
| Beasley-Teague | Y Dudgeon | Y Houston | Y Neal, J | Y Smyre |
| Y Bell | Y Dukes | Y Howard | Y Neal, Y | Y Spencer |
| E Benfield | Y Dunahoo | E Hudson | Y Nimmer | Y Stephens, M |
| Y Benton | Y Dutton | Y Hugley | Nix | Y Stephens, R |
| Y Beverly | Ehrhart | Jackson | Y Oliver | Y Stephenson |
| E Black | Y England | Y Jacobs | Y O'Neal | Y Talton |
| Y Braddock | Y Epps, C | Y James | Y Pak | Y Tankersley |
| Y Brockway | Y Epps, J | Y Jasperse | Y Parent | E Taylor, D |
| Y Brooks | Y Evans | E Jerguson | Y Parrish | E Taylor, R |
| Y Bruce | Y Floyd | Y Johnson | E Parsons | Y Taylor, T |
| Y Bryant | Y Fludd | Y Jones, J | Y Peake | Y Teasley |
| Y Buckner | Y Frazier | Y Jones, S | Y Powell, A | Y Thomas |
| Y Burns | Y Fullerton | Y Jordan | E Powell, J | VACANT |
| Y Byrd | Y Gardner | Y Kaiser | Y Pruett | Y Waites |
| Y Carson | Y Geisinger | Y Kendrick | Y Purcell | Y Watson |
| Y Carter | E Golick | Y Kidd | Y Ramsey | Y Welch |
| E Casas | Y Gordon | Y Knight | Y Randall | E Weldon |
| Y Channell | Y Greene | Y Lane | Y Reece | Y Wilkerson |
| Y Cheokas | Y Hamilton | Y Lindsey | Y Rice | Y Wilkinson |
| Y Clark, J | Y Hanner | Y Long | E Riley | Y Willard |
| Y Clark, V | Y Harbin | Y Maddox, B | Y Roberts | Y Williams, A |
| Y Coleman | Y Harden, B | Y Maddox, G | Y Rogers, C | Y Williams, C |
| E Collins | Y Harden, M | Manning | Y Rogers, T | Y Williams, E |
| Y Cooke | Y Harrell | E Marin | Y Rynders | Y Williams, R |
| Y Coomer | Y Hatchett | E Martin | E Scott, M | Y Williamson |
| Y Cooper | Y Hatfield | Y Maxwell | Y Scott, S | Y Yates |
| Y Crawford | Y Heard | Y Mayo | E Setzler | Ralston, Speaker |

On the passage of the Bill, the ayes were 151, nays 0.

The Bill, having received the requisite constitutional majority, was passed.

Representative Beasley-Teague of the 65th stated that she had been called from the floor of the House during the preceding roll call. She wished to be recorded as voting "aye" thereon.

HB 372. By Representatives Allison of the 8th, Powell of the 171st, Maddox of the 127th, Welch of the 110th, Pak of the 102nd and others:

A BILL to be entitled an Act to amend Code Section 17-6-4 of the Official Code of Georgia Annotated, relating to authorization of posting of cash bonds generally, furnishing of receipt to person posting bond, recordation of

receipt of bond on docket, and disposal of unclaimed bonds, so as to provide for the release of unclaimed bonds one year after surety is released; to provide for notice to the officer in possession of the cash bond; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

| | | | | |
|------------------|-------------------|-------------|-------------|------------------|
| E Abdul-Salaam | Y Davis | Y Heckstall | Y McBrayer | E Shaw |
| N Abrams | N Dawkins-Haigler | Y Hembree | Y McCall | Y Sheldon |
| Y Allison | Y Dempsey | N Henson | Y McKillip | Y Sims, B |
| Y Amerson | E Dickerson | Y Hightower | Y Meadows | Y Sims, C |
| Y Anderson | Y Dickey | Y Hill | Y Mitchell | N Smith, E |
| N Ashe | Y Dickson | N Holcomb | Y Morgan | Y Smith, K |
| Y Atwood | Y Dobbs | Y Holmes | Y Morris | Y Smith, L |
| Y Baker | Y Dollar | Y Holt | N Mosby | Y Smith, R |
| Y Battles | Y Drenner | Y Horne | N Murphy | E Smith, T |
| N Beasley-Teague | Y Dudgeon | Y Houston | Y Neal, J | Y Smyre |
| Y Bell | Y Dukes | Y Howard | N Neal, Y | Y Spencer |
| E Benfield | Y Dunahoo | E Hudson | Y Nimmer | Y Stephens, M |
| Y Benton | Y Dutton | N Hugley | Y Nix | Y Stephens, R |
| Y Beverly | Ehrhart | Y Jackson | Y Oliver | N Stephenson |
| E Black | Y England | Y Jacobs | Y O'Neal | Y Talton |
| Y Braddock | N Epps, C | N James | Y Pak | Y Tankersley |
| Y Brockway | Y Epps, J | Y Jasperse | Y Parent | E Taylor, D |
| N Brooks | Y Evans | E Jerguson | Y Parrish | E Taylor, R |
| Y Bruce | Y Floyd | N Johnson | E Parsons | Y Taylor, T |
| Y Bryant | Fludd | Y Jones, J | Y Peake | Y Teasley |
| Y Buckner | Y Frazier | Y Jones, S | Powell, A | Y Thomas |
| Y Burns | Fullerton | Y Jordan | E Powell, J | VACANT |
| Y Byrd | Y Gardner | Y Kaiser | Y Pruett | Y Waites |
| Y Carson | N Geisinger | N Kendrick | Y Purcell | Y Watson |
| Y Carter | E Golick | Y Kidd | Y Ramsey | Y Welch |
| E Casas | Y Gordon | Y Knight | Y Randall | E Weldon |
| Y Channell | Y Greene | Y Lane | Y Reece | N Wilkerson |
| Y Cheokas | Y Hamilton | Y Lindsey | Y Rice | Y Wilkinson |
| Y Clark, J | Y Hanner | Y Long | Y Riley | Y Willard |
| Y Clark, V | Y Harbin | Y Maddox, B | Y Roberts | N Williams, A |
| Y Coleman | Y Harden, B | Y Maddox, G | Y Rogers, C | Y Williams, C |
| Y Collins | Y Harden, M | Y Manning | Y Rogers, T | Y Williams, E |
| Y Cooke | Y Harrell | E Marin | Y Rynders | Y Williams, R |
| Y Coomer | Y Hatchett | E Martin | E Scott, M | Y Williamson |
| Y Cooper | N Hatfield | Y Maxwell | N Scott, S | Y Yates |
| Y Crawford | Y Heard | Y Mayo | E Setzler | Ralston, Speaker |

On the passage of the Bill, the ayes were 133, nays 22.

The Bill, having received the requisite constitutional majority, was passed.

Representative Powell of the 29th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

The Speaker announced that, pursuant to House Rule 33.3, debate shall be limited to no longer than 90 minutes on HB 776 with the time to be allocated at the discretion of the Chair.

HB 776. By Representatives Sims of the 119th, Harbin of the 118th, Maxwell of the 17th and Ramsey of the 72nd:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and elections, so as to provide that nonpartisan elections for members of consolidated governments shall be considered county elections and not municipal elections; to provide for legislative intent; to provide an effective date; to repeal conflicting laws; and for other purposes.

Pursuant to Rule 133, Representative Dukes of the 150th was excused from voting on HB 776.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

| | | | | |
|------------------|-------------------|-------------|-------------|---------------|
| E Abdul-Salaam | Y Davis | N Heckstall | Y McBrayer | E Shaw |
| N Abrams | N Dawkins-Haigler | Y Hembree | Y McCall | Y Sheldon |
| Y Allison | Y Dempsey | N Henson | Y McKillip | Y Sims, B |
| Y Amerson | E Dickerson | Y Hightower | Y Meadows | E Sims, C |
| Y Anderson | Y Dickey | N Hill | N Mitchell | N Smith, E |
| N Ashe | Y Dickson | N Holcomb | N Morgan | Y Smith, K |
| Y Atwood | N Dobbs | Y Holmes | Y Morris | Y Smith, L |
| N Baker | Y Dollar | Y Holt | N Mosby | Y Smith, R |
| Y Battles | N Drenner | Y Horne | Murphy | E Smith, T |
| N Beasley-Teague | Y Dudgeon | Y Houston | Y Neal, J | N Smyre |
| N Bell | Dukes | N Howard | N Neal, Y | Y Spencer |
| E Benfield | Y Dunahoo | E Hudson | Y Nimmer | N Stephens, M |
| Benton | Y Dutton | N Hugley | Y Nix | Y Stephens, R |
| N Beverly | Ehrhart | N Jackson | N Oliver | N Stephenson |
| E Black | Y England | Y Jacobs | Y O'Neal | Y Talton |
| Y Braddock | N Epps, C | N James | Y Pak | Tankersley |
| Y Brockway | Y Epps, J | N Jasperse | N Parent | E Taylor, D |
| N Brooks | N Evans | E Jerguson | Y Parrish | E Taylor, R |
| N Bruce | N Floyd | N Johnson | E Parsons | Y Taylor, T |
| N Bryant | N Fludd | Y Jones, J | Y Peake | Y Teasley |
| N Buckner | N Frazier | N Jones, S | Y Powell, A | N Thomas |
| Y Burns | N Fullerton | N Jordan | E Powell, J | VACANT |
| N Byrd | N Gardner | N Kaiser | Y Pruett | N Waites |

| | | | | |
|------------|-------------|-------------|-------------|------------------|
| Y Carson | Y Geisinger | N Kendrick | Y Purcell | Y Watson |
| Y Carter | Y Golick | Y Kidd | Y Ramsey | Y Welch |
| E Casas | N Gordon | Y Knight | N Randall | E Weldon |
| Y Channell | E Greene | Y Lane | N Reece | N Wilkerson |
| Y Cheokas | Y Hamilton | Y Lindsey | Y Rice | Y Wilkinson |
| Y Clark, J | Y Hanner | N Long | Y Riley | Y Willard |
| Y Clark, V | Y Harbin | Y Maddox, B | Y Roberts | N Williams, A |
| Y Coleman | Y Harden, B | Y Maddox, G | Y Rogers, C | Y Williams, C |
| Y Collins | Y Harden, M | Y Manning | Y Rogers, T | N Williams, E |
| Y Cooke | Y Harrell | E Marin | N Rynders | Y Williams, R |
| Y Coomer | Y Hatchett | E Martin | E Scott, M | Y Williamson |
| Y Cooper | Y Hatfield | Y Maxwell | N Scott, S | Y Yates |
| Crawford | N Heard | N Mayo | Y Setzler | Ralston, Speaker |

On the passage of the Bill, the ayes were 95, nays 58.

The Bill, having received the requisite constitutional majority, was passed.

Representative Murphy of the 120th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "nay" thereon.

Representatives Benton of the 31st and Tankersley of the 158th stated that they had been called from the floor of the House during the preceding roll call. They wished to be recorded as voting "aye" thereon.

Representative Murphy of the 120th gave notice that at the proper time he would move that the House reconsider its action in giving the requisite constitutional majority to HB 776.

HB 419. By Representatives Mitchell of the 88th, Jacobs of the 80th and Willard of the 49th:

A BILL to be entitled an Act to amend Part 1 of Article 7 of Chapter 14 of Title 44 of the Official Code of Georgia Annotated, relating to foreclosure in general, so as to change the time for the delivery of a notice of the initiation of foreclosure proceedings; to provide, under certain circumstances, for an opportunity, prior to foreclosure, for a debtor to cure a foreclosure and bring the debt current by making all past due payments along with any late fees and charges; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED
AN ACT

To amend Part 1 of Article 7 of Chapter 14 of Title 44 of the Official Code of Georgia Annotated, relating to foreclosure in general, so as to provide, under certain circumstances, for an opportunity, prior to foreclosure, for a debtor to cure a foreclosure and bring the debt current by making all past due payments along with any late fees and charges; to provide for a method of payment; to provide for a limitation; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Part 1 of Article 7 of Chapter 14 of Title 44 of the Official Code of Georgia Annotated, relating to foreclosure in general, is amended by adding a new Code section to read as follows:

"44-14-162.5.

(a) As used in this Code section, the term 'security instrument' means a mortgage, security deed, or lien contract.

(b) This Code section shall apply to the exercise of a power of sale of property:

(1) All or part of which is presently used as a dwelling place by the debtor; and

(2) In which the debtor occupying such property is an original borrower who entered into the security instrument.

(c) If the debtor and the property meet the conditions of subsection (b) of this Code section, then such debtor shall have the right to have enforcement of the power of sale discontinued at any time up to five calendar days before sale of the property, provided that such debtor:

(1) Pays in good funds to the creditor or to the creditor's attorney all sums which then would be due under the security instrument if no acceleration had occurred no later than five calendar days before sale of the property;

(2) Cures any default of any other terms of the security instrument; and

(3) Pays all fees and expenses specified as collectable under the security instrument prior to acceleration.

(d) The creditor may require that the debtor pay such reinstatement sums and expenses in one or more of the following forms, as selected by the creditor:

(1) Cash;

(2) Money order;

(3) Electronic funds transfer; or

(4) Certified check, bank check, treasurer's check, or cashier's check, provided that:

(A) Any such check is drawn upon an institution whose deposits are insured by a federal agency, instrumentality, or entity; and

(B) Any such check is made payable to the creditor or to the creditor's attorney.

(e) Upon reinstatement of the debtor under the provisions of this Code section, the creditor's interest in the property and rights under the security instrument, and the

debtor's obligation to pay the sums secured by the security instrument, shall remain fully effective as if no acceleration had occurred.

(f) The requirements of this Code section shall not be waivable by contract or otherwise.

(g) This Code section shall not apply to any obligation after the maturity date of such obligation."

SECTION 2.

This Act shall become effective on July 1, 2012, and shall apply to security instruments executed on or after July 1, 2012.

SECTION 3.

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

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

| | | | | |
|------------------|-------------------|-------------|-------------|---------------|
| E Abdul-Salaam | Y Davis | Y Heckstall | Y McBrayer | E Shaw |
| E Abrams | N Dawkins-Haigler | Y Hembree | Y McCall | Y Sheldon |
| Y Allison | Y Dempsey | N Henson | Y McKillip | Y Sims, B |
| Y Amerson | E Dickerson | Y Hightower | Y Meadows | E Sims, C |
| Y Anderson | Y Dickey | Y Hill | Y Mitchell | Y Smith, E |
| Y Ashe | Y Dickson | Y Holcomb | Y Morgan | Y Smith, K |
| Y Atwood | Y Dobbs | Y Holmes | Y Morris | Y Smith, L |
| Y Baker | Y Dollar | Y Holt | N Mosby | Y Smith, R |
| Y Battles | Y Drenner | Y Horne | Y Murphy | E Smith, T |
| N Beasley-Teague | Y Dudgeon | Y Houston | Y Neal, J | Y Smyre |
| N Bell | Y Dukes | Y Howard | Y Neal, Y | Y Spencer |
| E Benfield | Y Dunahoo | E Hudson | Y Nimmer | N Stephens, M |
| Y Benton | Y Dutton | Y Hugley | Y Nix | Y Stephens, R |
| Y Beverly | E Ehrhart | Y Jackson | Y Oliver | N Stephenson |
| E Black | Y England | Y Jacobs | Y O'Neal | Y Talton |
| Y Braddock | Y Epps, C | Y James | Y Pak | Y Tankersley |
| Y Brockway | Y Epps, J | Y Jasperse | Y Parent | E Taylor, D |
| Y Brooks | Y Evans | E Jerguson | Y Parrish | E Taylor, R |
| Y Bruce | Y Floyd | Y Johnson | E Parsons | Y Taylor, T |
| Y Bryant | Y Fludd | Y Jones, J | Y Peake | Y Teasley |
| Buckner | Y Frazier | Y Jones, S | Y Powell, A | Y Thomas |
| Y Burns | Y Fullerton | Y Jordan | E Powell, J | VACANT |
| Byrd | Y Gardner | Y Kaiser | Y Pruett | Y Waites |
| Y Carson | Y Geisinger | Y Kendrick | Y Purcell | Y Watson |
| Y Carter | Y Golick | Y Kidd | Y Ramsey | Welch |
| E Casas | Y Gordon | Y Knight | Y Randall | E Weldon |
| Y Channell | E Greene | Y Lane | Y Reece | Y Wilkerson |
| Y Cheokas | Y Hamilton | Y Lindsey | Y Rice | Y Wilkinson |
| Y Clark, J | Y Hanner | Y Long | Y Riley | Y Willard |
| Y Clark, V | Y Harbin | Y Maddox, B | Y Roberts | Y Williams, A |

| | | | | |
|------------|-------------|-------------|-------------|------------------|
| Y Coleman | Y Harden, B | Y Maddox, G | Y Rogers, C | Y Williams, C |
| E Collins | Y Harden, M | Y Manning | Y Rogers, T | Williams, E |
| Y Cooke | Y Harrell | E Marin | Y Rynders | Y Williams, R |
| Coomer | Y Hatchett | E Martin | E Scott, M | Y Williamson |
| Y Cooper | Y Hatfield | Y Maxwell | N Scott, S | Y Yates |
| Y Crawford | Y Heard | Y Mayo | Y Setzler | Ralston, Speaker |

On the passage of the Bill, by substitute, the ayes were 143, nays 8.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

By unanimous consent, the following Bill of the House, having been previously postponed, was again postponed until the next legislative day:

HB 863. By Representatives Hatchett of the 143rd, Hamilton of the 23rd, Stephens of the 164th, Roberts of the 154th, Carter of the 175th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 5 of Title 50 of the Official Code of Georgia Annotated, relating to state purchasing, so as to change certain provisions relating to purchases without competitive bidding, central bid registry, procurement cards, rules and regulations, applicability to emergency purchases, and the Purchasing Advisory Council; to change a short title; to change certain provisions relating to definitions relative to small business assistance; to repeal conflicting laws; and for other purposes.

Representative Coleman of the 97th District, Chairman of the Committee on Education, submitted the following report:

Mr. Speaker:

Your Committee on Education has had under consideration the following Resolution of the House and has instructed me to report the same back to the House with the following recommendation:

HR 1150 Do Pass, by Substitute

Respectfully submitted,
/s/ Coleman of the 97th
Chairman

Representative Rice of the 51st District, Chairman of the Committee on Motor Vehicles, submitted the following report:

Mr. Speaker:

Your Committee on Motor Vehicles has had under consideration the following Bill of the House and has instructed me to report the same back to the House with the following recommendation:

HB 732 Do Pass, by Substitute

Respectfully submitted,
/s/ Rice of the 51st
Chairman

Representative Neal of the 1st District, Chairman of the Committee on State Institutions and Property, submitted the following report:

Mr. Speaker:

Your Committee on State Institutions and Property has had under consideration the following Bill of the House and has instructed me to report the same back to the House with the following recommendation:

HB 816 Do Pass, by Substitute

Respectfully submitted,
/s/ Neal of the 1st
Chairman

Representative O'Neal of the 146th moved that the House stand in recess until 5:00 o'clock, P.M., at which time the House will stand adjourned until 10:00 o'clock, A.M. Monday, February 27, 2012.

The Speaker announced the House in recess until 5:00 o'clock, P.M., at which time the House will stand adjourned, pursuant to the adjournment Resolution previously adopted by the House and Senate, until 10:00 o'clock, A.M. Monday, February 27, 2012.