

Representative Hall, Atlanta, Georgia**Monday, February 11, 2013****Fifteenth Legislative Day**

The House met pursuant to adjournment at 1:00 o'clock, P.M., this day and was called to order by the Speaker.

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

| | | | | |
|------------------|-------------------|------------|-----------|------------------|
| Abrams | Coomer | Gregory | Martin | Shaw |
| Alexander | Cooper | Hamilton | Maxwell | Sheldon |
| Allison | E Dawkins-Haigler | Harbin | E Mayo | Sims, B |
| Anderson | Deffenbaugh | Harden | E McCall | Smith, E |
| Atwood | Dempsey | Harrell | Meadows | Smith, L |
| Ballinger | Dickerson | Hatchett | Mitchell | Smith, R |
| Barr | Dickey | Hawkins | E Mosby | Smyre |
| Battles | Dickson | E Henson | E Murphy | Spencer |
| E Beasley-Teague | Dollar | Hightower | Neal | Stephens, M |
| Bell | Douglas | Hill | Nimmer | Stephens, R |
| E Bennett | E Drenner | Hitchens | Nix | E Stephenson |
| Bentley | Dudgeon | Holcomb | O'Neal | Stovall |
| E Benton | Dukes | Holmes | Pak | Strickland |
| Beverly | Dunahoo | Holt | Parrish | Talton |
| Braddock | Duncan | Houston | Parsons | Tankersley |
| Broadrick | Dutton | Howard | Peake | Tanner |
| Brockway | Ehrhart | E Hugley | Pezold | Taylor, D |
| Brooks | England | Jackson | Powell, A | Taylor, T |
| Bruce | Epps, C | Jacobs | Powell, J | Teasley |
| E Bryant | Epps, J | Jasperse | Pruett | Thomas, A.M. |
| Buckner | Evans | Jones, J | Quick | Thomas, B |
| Burns | Fleming | Jones, L | Ramsey | Waites |
| Caldwell, J | Floyd | Jones, S | Randall | Watson, B |
| Caldwell, M | Fludd | Jordan | Rice | Watson, S |
| Carson | Frazier | E Kaiser | Riley | Welch |
| Carter | Frye | Kelley | Roberts | Wilkerson |
| E Chandler | Gardner | E Kendrick | Rogers, C | Wilkinson |
| Channell | Gasaway | Kidd | Rogers, T | Williams, A |
| Chapman | Geisinger | Kirby | Rutledge | Williams, C |
| Cheokas | Glanton | Knight | Rynders | Williams, E |
| Clark, J | Golick | Lindsey | Scott | Williamson |
| Clark, V | Gordon | Lumsden | Setzler | Yates |
| Coleman | Gravley | Mabra | Sharper | Ralston, Speaker |
| Cooke | Greene | Marin | | |

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

Representatives Black of the 174th, Casas of the 107th, Fullerton of the 153rd, Morgan of the 39th, Morris of the 156th, Oliver of the 82nd, Weldon of the 3rd, and Willard of the 51st.

They wished to be recorded as present.

Prayer was offered by Father Refugio Onate Melendez, Pastor, Saint Patrick's Catholic Church, Norcross, Georgia.

The members pledged allegiance to the flag.

Representative Sims of the 123rd, 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.

The following communication was received:

House of Representatives
State Capitol Room 220
Atlanta, Georgia 30334

February 11, 2013

The Honorable Robbie Rivers
House Clerk's Office
307 State Capitol

To Whom It May Concern:

I, Rep. Tom Rice, HD 95 would like to be registered/recorded as "Yes" for House Bill 105 on this day, February 11, 2013.

If you have any questions, please contact the office.

Sincerely,

/s/ Tom Rice

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 268. By Representatives Harden of the 148th, England of the 116th, Jasperse of the 11th, Burns of the 159th, Williams of the 119th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 9 of Title 2 of the O.C.G.A., relating to dealers in agricultural products generally, so as to remove cotton and eggs from the definition of "agricultural products"; to establish a fee for licensing of dealers in agricultural products; to modify bond requirements for dealers in agricultural products; to amend Article 2 of Chapter 9 of Title 2 of the Official Code of Georgia Annotated, relating to grain dealers, so as to expand the definition of "grain"; to modify bond requirements for grain dealers; to amend Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, so as to eliminate obsolete registration and licensing requirements for pecan dealers and processors; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture & Consumer Affairs.

HB 269. By Representatives Jones of the 53rd, Waites of the 60th and Scott of the 76th:

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 mammography report provisions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance.

- HB 270. By Representatives Weldon of the 3rd, Shaw of the 176th, Roberts of the 155th, Burns of the 159th, Powell of the 32nd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 3 of Title 51 of the Official Code of Georgia Annotated, relating to general provisions regarding the liability of owners and occupiers of land, so as to codify the duty of a possessor of land to a trespasser against harm; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

- HB 271. By Representatives Neal of the 2nd, Lindsey of the 54th, Meadows of the 5th, Oliver of the 82nd, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Code Section 35-3-37 of the Official Code of Georgia Annotated, relating to review of individual's criminal history record information, definitions, and privacy considerations, so as to revise definitions; to clarify provisions relating to record restriction involving certain felony offenses; to change provisions relating to the application of the Code section to arrests occurring prior to July 1, 2013; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

- HB 272. By Representatives Peake of the 141st, Lindsey of the 54th, Dudgeon of the 25th, Williamson of the 115th, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Code Section 48-7-40.30 of the Official Code of Georgia Annotated, relating to an income tax credit for certain qualified investments for a limited period of time, so as to extend such income tax credit; 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 273. By Representatives Randall of the 142nd, Epps of the 144th, Dickey of the 140th, Peake of the 141st and Beverly of the 143rd:

A BILL to be entitled an Act to amend an Act establishing the State Court of Bibb County, formerly the City Court of Macon, approved August 14, 1885 (Ga. L. 1884-85, p. 470), as amended, so as to provide an additional judge for said court; to provide for the initial appointment of such additional judge by the Governor; to provide for the election and terms of office for the judges of

said court; to provide for a chief judge of said court; to provide for the compensation of the judges of said court; to provide for the selection, terms of office, and compensation of the solicitor-general of said court; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 274. By Representatives Burns of the 159th, Tankersley of the 160th, Parrish of the 158th, Stephens of the 164th, Smith of the 134th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 2 of Title 27 of the Official Code of Georgia Annotated, relating to licenses, permits, and stamps for hunting, trapping, or fishing, so as to regulate the practice of falconry; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Game, Fish, & Parks.

HB 275. By Representatives Bentley of the 139th, Marin of the 96th, Fludd of the 64th, Abrams of the 89th, Hugley of the 136th and others:

A BILL to be entitled an Act to amend Chapter 36 of Title 50 of the Official Code of Georgia Annotated, relating to verification of lawful presence within the United States, so as to clarify that an applicant for a public benefit or license who has clearly established his or her United States citizenship need not repeatedly establish his or her citizenship for the same benefit or license; to provide that an establishment of United States citizenship shall apply to subsequent renewal applications for public benefits and licenses; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 276. By Representatives Nimmer of the 178th, Hatchett of the 150th, Coomer of the 14th, Smith of the 70th and Nix of the 69th:

A BILL to be entitled an Act to amend Part 2 of Article 3 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated, relating to hazardous site response, so as to change certain procedures regarding appropriations to the Department of Natural Resources and the Georgia Hazardous Waste Management Authority; to extend the sunset date for certain hazardous waste fees; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Natural Resources & Environment.

HB 277. By Representative Greene of the 151st:

A BILL to be entitled an Act to repeal an Act providing that all vehicles shall be registered and licensed to operate in Randolph County during the four-month nonstaggered registration, approved March 25, 1996 (Ga. L. 1996, p. 3624); to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 278. By Representative Greene of the 151st:

A BILL to be entitled an Act to amend an Act reincorporating the City of Arlington in the County of Calhoun and Early, State of Georgia, approved April 10, 1971 (Ga. L. 1971, p. 3885), as amended, particularly by an Act approved May 16, 2007 (Ga. L. 2007, p. 3622), and an Act approved March 28, 2011 (Ga. L. 2011, p. 3525), so as to provide for duties of the mayor; to provide for administrative departments and officers thereof; to repeal provisions relating to the appointment, qualifications, powers and duties, and compensation of a city manager; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 279. By Representatives Rogers of the 10th, Ehrhart of the 36th, Setzler of the 35th, Willard of the 51st, Stephens of the 164th and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 31 of the Official Code of Georgia Annotated, relating to state health planning and development, so as to define and provide for exemptions for physician owned ambulatory surgical centers; to repeal definition of single specialty ambulatory surgical center; to amend other provisions for purposes of conformity; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health & Human Services.

HB 280. By Representatives Stephens of the 164th, Parrish of the 158th, Harden of the 148th and Broadrick of the 4th:

A BILL to be entitled an Act to amend Article 2 of Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to the Georgia State Board of Pharmacy, so as to revise the powers, duties, and authority of the Georgia

State Board of Pharmacy; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health & Human Services.

HB 281. By Representatives Carson of the 46th, Parsons of the 44th, Cooper of the 43rd, Dollar of the 45th, Wilkerson of the 38th and others:

A BILL to be entitled an Act to amend an Act creating the Cobb County Commission on Children and Youth, approved February 24, 1988 (Ga. L. 1988, p. 3569), as amended, particularly by an Act approved May 29, 2007 (Ga. L. 2007, p. 4307), so as to provide for an annual report; to change the termination date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 282. By Representatives Hamilton of the 24th, Parsons of the 44th, Stephens of the 164th, Roberts of the 155th, Harbin of the 122nd and others:

A BILL to be entitled an Act to amend Title 36 of the O.C.G.A., relating to local government, so as to enact the "Municipal Broadband Investment Act"; to allow for public providers of broadband service to provide such services in unserved areas; to provide for a short title; to prohibit a public provider from providing broadband service to areas that are not unserved areas unless such provider is providing such broadband service as of a date certain; to provide for the authority and jurisdiction of the Public Service Commission to make a determination as to whether an area is an unserved area and as to certain violations; to provide for procedures; to provide a cause of action and for recovery; to provide for rules and regulations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Energy, Utilities & Telecommunications.

HB 283. By Representatives Coleman of the 97th, England of the 116th, Dickson of the 6th, Kaiser of the 59th and Dudgeon of the 25th:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to update and revise terminology; to delete obsolete, unused, and unnecessary provisions; to revise funding weights; to revise provisions for earning funding for certain personnel; to revise provisions relating to submission of available positions; to provide for a grant program for technology capital; to revise provisions relating to home study programs; to clarify and revise certain provisions

regarding charter schools, charter petitions, and charter funding; to authorize the Office of Student Achievement to establish a nonprofit corporation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education.

HB 284. By Representatives Pruett of the 149th, Kaiser of the 59th, Mitchell of the 88th, Cooper of the 43rd, Coleman of the 97th and others:

A BILL to be entitled an Act to amend Part 15 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to miscellaneous provisions under the "Quality Basic Education Act," so as to enact the "Return to Play Act of 2013"; to require public and private schools which provide youth athletic activities to provide information to parents on the nature and risk of concussion and head injury and to establish concussion management and return to play policies; to require public recreation leagues to provide information to parents on the nature and risk of concussion and head injury; to provide for definitions; to provide for the endorsement of concussion recognition education courses; to provide for limited liability; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education.

HB 285. By Representatives Peake of the 141st, Lindsey of the 54th, Williamson of the 115th, Stephens of the 164th, Sheldon of the 104th and others:

A BILL to be entitled an Act to amend Chapter 10 of Title 10 of the Official Code of Georgia Annotated, relating to the Seed-Capital Fund, so as to create the Invest Georgia Fund; to provide for legislative findings; to provide for definitions; to provide for a fund administrator; to provide for reports; to provide for conditions, procedures, and limitations; to provide for the issuance of premium tax credits to insurance companies that purchase such credits to offset liability for state insurance premium taxes; 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.

HR 229. By Representative Epps of the 144th:

A RESOLUTION recognizing Mr. William E. "Billy" Hubbard and dedicating two bridges in his honor; and for other purposes.

Referred to the Committee on Transportation.

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

| | |
|--------|--------|
| HB 242 | HB 243 |
| HB 244 | HB 245 |
| HB 246 | HB 247 |
| HB 248 | HB 249 |
| HB 250 | HB 251 |
| HB 252 | HB 253 |
| HB 254 | HB 255 |
| HB 256 | HB 257 |
| HB 258 | HB 259 |
| HB 260 | HB 261 |
| HB 262 | HB 263 |
| HB 264 | HB 265 |
| HB 266 | HB 267 |
| HR 218 | HR 228 |

Representative Smith of the 134th District, Chairman of the Committee on Insurance, submitted the following report:

Mr. Speaker:

Your Committee on Insurance 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 103 | Do Pass |
| HB 198 | Do Pass, by Substitute |

Respectfully submitted,
/s/ Smith of the 134th
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 193 | Do Pass |
| HR 194 | Do Pass |

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

HOUSE RULES CALENDAR
MONDAY, FEBRUARY 11, 2013

Mr. Speaker and Members of the House:

The Committee on Rules has fixed the calendar for this 15th Legislative Day as enumerated below:

DEBATE CALENDAR

Open Rule

None

Modified Open Rule

- HB 59 Alarm monitoring services; licensed persons and companies to utilize alarm verification; require (PS&HS-Taylor-79th)
- HB 115 Local boards of education; suspension and removal of members under certain circumstances; revise provisions (Substitute)(Ed-Dickson-6th)
- HB 116 Georgia Foundation for Public Education; state board donations, gifts and other property held in trust; authorize transfer (Ed-Dickson-6th)
- HB 132 Georgia Board of Pharmacy and Georgia Board of Dentistry; administratively attached to Department of Community Health; provide (Substitute)(RegI-Hawkins-27th)

Modified Structured Rule

- HB 79 Official Code of Georgia; revise, modernize and correct errors or omissions (Substitute)(Judy-Willard-51st)
- HB 154 Worker's compensation; awards and benefits; change certain provisions (I&L-Hamilton-24th)

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

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 House:

HB 5. By Representatives Waites of the 60th, Glanton of the 75th, Stovall of the 74th, Jordan of the 77th and Scott of the 76th:

A BILL to be entitled an Act to amend an Act incorporating the City of Forest Park in the County of Clayton, approved March 24, 1988 (Ga. L. 1988, p. 4409), as amended, particularly by an Act approved March 25, 1997 (Ga. L. 1997, p. 3545), so as to change the number of councilmember votes for calling a special meeting, transacting business, overriding a veto, transacting emergency business, removing the city manager, removing a director, removing a member of a board, or removing an officer; to remove a certain provision relating to at-large voting; to provide for submission 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.

HB 72. By Representatives Smith of the 70th and Epps of the 132nd:

A BILL to be entitled an Act to amend an Act reincorporating and providing a new charter for the City of Newnan, approved March 31, 1987 (Ga. L. 1987, p. 5160), as amended, particularly by an Act approved March 21, 1989 (Ga. L. 1989, p. 3914), so as to change the description of the election districts; to provide for definitions and inclusions; to provide for manner of election; to provide for the continuation in office of current members; to provide for the 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.

HB 147. By Representative McCall of the 33rd:

A BILL to be entitled an Act to amend an Act authorizing and directing the mayor and council of the City of Elberton to divide said city into wards,

approved August 5, 1921 (Ga. L. 1921, p. 932), as amended, particularly by an Act approved February 28, 1984 (Ga. L. 1984, p. 3634), so as to change the description of the election districts; to provide for definitions and inclusions; to provide for manner of election; to provide for the continuation in office of current members; to provide for the 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 following members were recognized during the period of Morning Orders and addressed the House:

Representatives Anderson of the 92nd, Dempsey of the 13th, Coomer of the 14th, Lumsden of the 12th, Benton of the 31st, Peake of the 141st, and Knight of the 130th.

Pursuant to HR 69, the House commended University of Georgia's Amazing Student Anna McIntyre and invited her to be recognized by the House of Representatives.

By unanimous consent, the following Bill of the House was withdrawn from the Rules Calendar and recommitted to the Committee on Regulated Industries:

HB 132. By Representatives Hawkins of the 27th, Rogers of the 29th, Watson of the 166th, Channell of the 120th, Lindsey of the 54th and others:

A BILL to be entitled an Act to amend Chapter 4 of Title 26 and Chapter 11 of Title 43 of the O.C.G.A., relating to pharmacists and pharmacies and dentists, dental hygienists, and dental assistants, respectively, so as to provide that the Georgia State Board of Pharmacy and the Georgia Board of Dentistry are transferred from being administratively attached from the Secretary of State to the Department of Community Health; to provide for the powers and duties of each board; to authorize each board to employ an executive director; to provide for the powers and duties of such executive directors; to provide for additional powers of the Georgia Drugs and Narcotics Agency; to provide for a census of dentists and dental hygienists; to revise provisions relating to qualifications of applicants to practice dentistry; to provide for notice of felonies by licensees; to repeal conflicting laws; and for other purposes.

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 59. By Representatives Taylor of the 79th, Cooke of the 18th and Riley of the 50th:

A BILL to be entitled an Act to amend Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to general provisions for law enforcement officers and agencies, so as to require persons and companies licensed to provide alarm monitoring services to utilize alarm verification in order to preserve valuable municipal and county law enforcement and firefighter resources; to provide for exceptions; 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:

| | | | | |
|------------------|-------------------|-------------|-------------|----------------|
| Y Abrams | Y Coomer | Y Hamilton | E McCall | E Sims, C |
| Y Alexander | Y Cooper | Harbin | Y Meadows | Y Smith, E |
| N Allison | E Dawkins-Haigler | Y Harden | Y Mitchell | Y Smith, L |
| Y Anderson | Y Deffenbaugh | N Harrell | Morgan | Smith, M |
| Y Atwood | Y Dempsey | Y Hatchett | Y Morris | Y Smith, R |
| Y Ballinger | Y Dickerson | Y Hawkins | Y Mosby | Y Smyre |
| Y Barr | Y Dickey | Y Henson | E Murphy | N Spencer |
| Y Battles | Y Dickson | Y Hightower | Y Neal | Y Stephens, M |
| Y Beasley-Teague | Y Dollar | Y Hill | Y Nimmer | Y Stephens, R |
| Y Bell | Y Douglas | Y Hitchens | Y Nix | E Stephenson |
| Y Bennett | Y Drenner | Y Holcomb | Y Oliver | Y Stovall |
| Y Bentley | Y Dudgeon | Y Holmes | Y O'Neal | Y Strickland |
| Y Benton | Y Dukes | Y Holt | N Pak | Y Talton |
| Y Beverly | Y Dunahoo | Y Houston | Y Parrish | Y Tankersley |
| Y Black | Y Duncan | Y Howard | Y Parsons | Y Tanner |
| Y Braddock | Y Dutton | E Hugley | Y Peake | Y Taylor, D |
| Y Broadrick | Y Ehrhart | Y Jackson | N Pezold | Y Taylor, T |
| Y Brockway | Y England | Y Jacobs | Y Powell, A | Y Teasley |
| Y Brooks | Y Epps, C | Y Jasperse | N Powell, J | Y Thomas, A.M. |
| Y Bruce | Y Epps, J | Y Jones, J | Y Pruett | Y Thomas, B |
| E Bryant | Y Evans | Y Jones, L | Y Quick | VACANT |
| Y Buckner | Y Fleming | Y Jones, S | Y Ramsey | VACANT |
| Y Burns | Y Floyd | Y Jordan | Y Randall | Y Waites |
| Y Caldwell, J | Y Fludd | E Kaiser | Y Rice | Y Watson, B |
| N Caldwell, M | Y Frazier | Y Kelley | Y Riley | Y Watson, S |
| Y Carson | Y Frye | Y Kendrick | Y Roberts | Y Welch |
| Y Carter | Y Fullerton | Y Kidd | Y Rogers, C | Y Weldon |
| Y Casas | Y Gardner | Y Kirby | Y Rogers, T | Y Wilkerson |
| Y Chandler | Y Gasaway | Y Knight | Y Rutledge | Y Wilkinson |
| Y Channell | Y Geisinger | Y Lindsey | Y Rynders | Y Willard |
| Y Chapman | Y Glanton | Y Lumsden | Y Scott | Y Williams, A |
| Y Cheokas | Y Golick | Y Mabra | Y Setzler | Y Williams, C |
| Y Clark, J | Y Gordon | Y Marin | Y Sharper | Y Williams, E |
| Y Clark, V | Y Gravley | N Martin | Y Shaw | Y Williamson |

Y Coleman
Y Cooke

Y Greene
N Gregory

Y Maxwell
Y Mayo

Y Sheldon
Y Sims, B

Y Yates
Ralston, Speaker

On the passage of the Bill, the ayes were 157, nays 9.

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

HB 115. By Representatives Dickson of the 6th, Lindsey of the 54th, Coleman of the 97th and Casas of the 107th:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to local boards of education, so as to revise provisions relating to suspension and removal of local school board members under certain circumstances; 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 Article 3 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to local boards of education, so as to revise provisions relating to suspension and removal of local school board members under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 3 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to local boards of education, is amended by revising Code Section 20-2-73, relating to suspension and removal of local school board members under certain circumstances, as follows:

"20-2-73.

(a)(4) Notwithstanding Code Section 20-2-54.1 or any other provisions of law to the contrary, if a local school system or school is placed on the level of accreditation immediately preceding loss of accreditation for school board governance related reasons by one or more accrediting agencies included in subparagraph (A) of paragraph (6) of Code Section 20-3-519, the local board of education shall notify the State Board of Education within three business days of such placement and the State Board of Education shall conduct a hearing in not less than ten days of such notice nor more than 30 90 days and recommend to the Governor whether to suspend all eligible members of the local board of education with pay. A majority of the members of a

local board of education may petition the State Board of Education to continue any hearing scheduled under this subsection. Upon a showing of good cause, the state board may in its sound discretion continue any such hearing. Notwithstanding any other provision of law, deliberations held by the State Board of Education pursuant to this subsection to formulate its recommendation to the Governor shall not be open to the public; provided, however, that testimony shall be taken in an open meeting and a vote on the recommendation shall be taken in an open meeting following the hearing or at the next regularly scheduled meeting. If the State Board of Education makes such recommendation, the Governor may, in his or her discretion, suspend all eligible members of the local board of education with pay and, in consultation with the State Board of Education, appoint temporary replacement members who shall be otherwise qualified to serve as members of such board.

~~(2) Notwithstanding Code Section 20-2-54.1 or any other provisions of law to the contrary, if a local school system or school has been placed on, as of April 20, 2011, the level of accreditation immediately preceding loss of accreditation for school board governance related reasons by one or more accrediting agencies included in subparagraph (A) of paragraph (6) of Code Section 20-3-519 and does not regain full accreditation status by July 1, 2011, the State Board of Education shall conduct a hearing in not less than ten days nor more than 30 days and recommend to the Governor whether to suspend all members of the local board of education with pay. If the State Board of Education makes such recommendation, the Governor may, in his or her discretion, suspend all members of the local board of education with pay and, in consultation with the State Board of Education, appoint temporary replacement members who shall be otherwise qualified to serve as members of such board.~~

(b) Any local board of education member suspended under this Code section may petition the Governor for reinstatement no earlier than 30 days following suspension and no later than 60 days following suspension. In the event that a suspended member does not petition for reinstatement within the allotted time period, his or her suspension shall be converted into permanent removal, and the temporary replacement member shall become a permanent member and serve out the remainder of the term of the removed member.

(c) Upon petition for reinstatement by a suspended local board of education member, the Governor or his or her designated agent shall conduct a hearing for the purpose of receiving evidence relative to whether the local board of education member's continued service on the local board of education is more likely than not to improve the ability of the local school system or school to retain or regain its accreditation. The appealing member shall be given at least 30 days' notice prior to such hearing. Such hearing shall be held not later than 90 days after the petition is filed and in accordance with Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' except that the individual conducting the hearing shall have the power to call witnesses and request documents on his or her own initiative. For purposes of said chapter and any hearing conducted pursuant to this Code section, the Governor shall be considered the agency, and the Attorney General or his or her designee shall represent the interests of the Governor in

the hearing. If it is determined that it is more likely than not that the local board of education member's continued service on the local board of education improves the ability of the local school system or school to retain or reattain its accreditation, the member shall be immediately reinstated; otherwise, the member shall be permanently removed, and the temporary replacement member shall become a permanent member and serve out the remainder of the term of the removed member or until the next general election which is at least six months after the member was permanently removed, whichever is sooner. Judicial review of any such decision shall be in accordance with Chapter 13 of Title 50.

(d) ~~Paragraph (1) of subsection~~ Subsection (a) of this Code section shall apply to a local school system or school which is placed on the level of accreditation immediately preceding loss of accreditation on or after April 20, 2011.

(e) ~~This Code section shall apply to all local board of education members, regardless of when they were elected or appointed~~ For purposes of this Code section, an eligible member of a local board of education shall mean a board member who was serving on the local board at the time the accrediting agency placed the local school system or school on the level of accreditation immediately preceding loss of accreditation."

SECTION 2.

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:

| | | | | |
|------------------|-------------------|-------------|-------------|----------------|
| Y Abrams | Y Coomer | Y Hamilton | E McCall | E Sims, C |
| Y Alexander | Y Cooper | Y Harbin | Y Meadows | Y Smith, E |
| Y Allison | E Dawkins-Haigler | Y Harden | Y Mitchell | Y Smith, L |
| N Anderson | Y Deffenbaugh | Y Harrell | Morgan | Smith, M |
| Y Atwood | Y Dempsey | Y Hatchett | Y Morris | Y Smith, R |
| Y Ballinger | Y Dickerson | Y Hawkins | Y Mosby | Y Smyre |
| Y Barr | Y Dickey | Y Henson | E Murphy | Y Spencer |
| Y Battles | Y Dickson | Y Hightower | Y Neal | Stephens, M |
| N Beasley-Teague | Y Dollar | Y Hill | Y Nimmer | Y Stephens, R |
| Y Bell | Y Douglas | Y Hitchens | Y Nix | E Stephenson |
| Y Bennett | Y Drenner | Y Holcomb | Y Oliver | Y Stovall |
| Y Bentley | Y Dudgeon | Y Holmes | Y O'Neal | Y Strickland |
| Y Benton | N Dukes | Y Holt | Y Pak | Y Talton |
| N Beverly | Y Dunahoo | Y Houston | Y Parrish | Y Tankersley |
| Y Black | Y Duncan | Y Howard | Y Parsons | Y Tanner |
| Y Braddock | Y Dutton | E Hugley | Y Peake | Y Taylor, D |
| Y Broadrick | Y Ehrhart | Y Jackson | Y Pezold | Y Taylor, T |
| Y Brockway | Y England | Y Jacobs | Y Powell, A | Y Teasley |
| N Brooks | Y Epps, C | Y Jasperse | Y Powell, J | Y Thomas, A.M. |
| N Bruce | Y Epps, J | Y Jones, J | Y Pruett | Y Thomas, B |
| E Bryant | Y Evans | N Jones, L | Y Quick | VACANT |

| | | | | |
|---------------|-------------|------------|-------------|------------------|
| Y Buckner | Y Fleming | N Jones, S | Y Ramsey | VACANT |
| Y Burns | Y Floyd | N Jordan | Y Randall | Y Waites |
| Y Caldwell, J | N Fludd | E Kaiser | Y Rice | Y Watson, B |
| Y Caldwell, M | Y Frazier | Y Kelley | Y Riley | Y Watson, S |
| Y Carson | Y Frye | Y Kendrick | Y Roberts | Y Welch |
| Y Carter | Y Fullerton | Y Kidd | Y Rogers, C | Y Weldon |
| Y Casas | Y Gardner | Y Kirby | Y Rogers, T | N Wilkerson |
| Y Chandler | Y Gasaway | Y Knight | Y Rutledge | Y Wilkinson |
| Y Channell | Y Geisinger | Y Lindsey | Y Rynders | Y Willard |
| Y Chapman | Y Glanton | Y Lumsden | N Scott | N Williams, A |
| Y Cheokas | Y Golick | N Mabra | Y Setzler | Y Williams, C |
| Y Clark, J | Y Gordon | Y Marin | Y Sharper | N Williams, E |
| Y Clark, V | Y Gravley | Y Martin | Y Shaw | Y Williamson |
| Y Coleman | Y Greene | Y Maxwell | Y Sheldon | Y Yates |
| Y Cooke | Y Gregory | Y Mayo | Y Sims, B | Ralston, Speaker |

On the passage of the Bill, by substitute, the ayes were 151, nays 15.

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

HB 154. By Representatives Hamilton of the 24th, Pruett of the 149th, Kirby of the 114th, Lindsey of the 54th, Fleming of the 121st and others:

A BILL to be entitled an Act to amend Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to workers' compensation, so as to change certain provisions relating to awards and benefits of workers' compensation; to provide for a limitation period on medical benefits; to provide for changes related to reimbursement of mileage charges; to provide for changes related to interest on lump sum payments of compensation; to provide for changes related to benefits for attempting work; to increase the compensation benefits for total disability and temporary partial disability; 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.

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

| | | | | |
|------------------|-------------------|-------------|------------|---------------|
| Y Abrams | Y Coomer | Y Hamilton | E McCall | E Sims, C |
| Y Alexander | Y Cooper | Y Harbin | Y Meadows | Y Smith, E |
| Y Allison | E Dawkins-Haigler | Y Harden | Y Mitchell | Y Smith, L |
| Y Anderson | Y Deffenbaugh | Y Harrell | Morgan | Smith, M |
| Y Atwood | Y Dempsey | Y Hatcher | Y Morris | Y Smith, R |
| Y Ballinger | Y Dickerson | Y Hawkins | Y Mosby | Y Smyre |
| Y Barr | Y Dickey | Y Henson | E Murphy | Y Spencer |
| Y Battles | Y Dickson | Y Hightower | Y Neal | Y Stephens, M |
| Y Beasley-Teague | Y Dollar | Y Hill | Y Nimmer | Y Stephens, R |
| Y Bell | Y Douglas | Y Hitchens | Y Nix | E Stephenson |

| | | | | |
|---------------|-------------|------------|-------------|------------------|
| Y Bennett | Y Drenner | Y Holcomb | Y Oliver | Y Stovall |
| Y Bentley | Y Dudgeon | Y Holmes | Y O'Neal | Y Strickland |
| Y Benton | Y Dukes | Y Holt | Y Pak | Y Talton |
| Y Beverly | Y Dunahoo | Y Houston | Y Parrish | Y Tankersley |
| Black | Y Duncan | Y Howard | Y Parsons | Y Tanner |
| Y Braddock | Y Dutton | E Hugley | Y Peake | Y Taylor, D |
| Y Broadrick | Y Ehrhart | Y Jackson | Y Pezold | Y Taylor, T |
| Y Brockway | Y England | Y Jacobs | Y Powell, A | Y Teasley |
| Y Brooks | Y Epps, C | Y Jasperse | Y Powell, J | Y Thomas, A.M. |
| Y Bruce | Y Epps, J | Y Jones, J | Y Pruett | Y Thomas, B |
| E Bryant | Y Evans | Y Jones, L | Y Quick | VACANT |
| Y Buckner | Y Fleming | Y Jones, S | Y Ramsey | VACANT |
| Y Burns | Floyd | Y Jordan | Y Randall | Y Waites |
| Y Caldwell, J | Y Fludd | E Kaiser | Y Rice | Y Watson, B |
| Y Caldwell, M | Y Frazier | Y Kelley | Y Riley | Y Watson, S |
| Y Carson | Y Frye | Y Kendrick | Y Roberts | Y Welch |
| Y Carter | Y Fullerton | Y Kidd | Y Rogers, C | Y Weldon |
| Y Casas | Y Gardner | Y Kirby | Y Rogers, T | Y Wilkerson |
| Y Chandler | Y Gasaway | Y Knight | Y Rutledge | Y Wilkinson |
| Y Channell | Y Geisinger | Y Lindsey | Y Rynders | Y Willard |
| Y Chapman | Y Glanton | Y Lumsden | Y Scott | Y Williams, A |
| Y Cheokas | Y Golick | Y Mabra | Y Setzler | Y Williams, C |
| Y Clark, J | Y Gordon | Y Marin | Y Sharper | Y Williams, E |
| Y Clark, V | Y Gravley | Y Martin | Y Shaw | Y Williamson |
| Y Coleman | Y Greene | Y Maxwell | Y Sheldon | Y Yates |
| Y Cooke | Y Gregory | Y Mayo | Y Sims, B | Ralston, Speaker |

On the passage of the Bill, the ayes were 165, nays 0.

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

HB 79. By Representative Willard of the 51st:

A BILL to be entitled an Act to amend the Official Code of Georgia Annotated, so as to revise, modernize, and correct errors or omissions in said Code in furtherance of the work of the Code Revision Commission; to repeal portions of said Code, or Acts in amendment thereof, which have become obsolete, have been declared to be unconstitutional, or have been preempted or superseded by subsequent laws; to reenact the statutory portions of said Code, as amended; to provide for other matters relating to revision and reenactment of said Code; to provide for effect in event of conflicts; to provide for effective dates; 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 the Official Code of Georgia Annotated, so as to revise, modernize, and correct errors or omissions in said Code in furtherance of the work of the Code Revision Commission; to repeal portions of said Code, or Acts in amendment thereof, which have become obsolete, have been declared to be unconstitutional, or have been preempted or superseded by subsequent laws; to reenact the statutory portions of said Code, as amended; to provide for other matters relating to revision, reenactment, and publication of said Code; to provide for effect in event of conflicts; to provide for effective dates; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Reserved.

SECTION 2.

Reserved.

SECTION 3.

Title 3 of the Official Code of Georgia Annotated, relating to alcoholic beverages, is amended in:

(1) Code Section 3-8-5, which is repealed, by designating said Code section as reserved.

SECTION 4.

Title 4 of the Official Code of Georgia Annotated, relating to animals, is amended in:

(1) Code Section 4-4-83, relating to quarantines, rules and regulations for disease control, and confiscation, destruction, or disposal of diseased poultry, eggs, chicks, or stock, by replacing "Secretary of Agriculture of the United States." with "secretary of agriculture of the United States." in subsection (b).

(2) Code Section 4-4-149, relating to cooperation among state and federal agencies regarding swine mycobacteriosis indemnification, by replacing "The State Department of Agriculture" with "The department".

(3) Code Section 4-11-2, relating to definitions regarding general provisions under the "Georgia Animal Protection Act," by replacing "'Secretary of Agriculture'" with "'Secretary of agriculture'" in paragraph (8).

(4) Code Section 4-11-12, relating to cooperation with federal government regarding general provisions of animal protection, by replacing "United States Secretary of Agriculture" and "Secretary of Agriculture" with "secretary of agriculture" each time those terms appear.

(5) Code Section 4-12-2, relating to definitions regarding injuries from equine or llama activities, by replacing "including, but not limited to, llama clubs, 4-H clubs, hunt clubs, riding clubs, school and college-sponsored classes, programs, and activities, therapeutic riding programs," with "including but not limited to llama clubs; 4-H clubs; hunt clubs;

riding clubs; school and college sponsored classes, programs, and activities; therapeutic riding programs;" in paragraph (10).

SECTION 5.

Title 5 of the Official Code of Georgia Annotated, relating to appeal and error, is amended in:

(1) Code Section 5-5-25, relating to a new trial on other grounds, by replacing "on other grounds, not provided for" with "on other grounds not provided for".

(2) Code Section 5-7-1, relating to orders, decisions, or judgments appealable, and a defendant's right to cross appeal regarding appeal or certiorari by the state in criminal cases, by replacing "the Court of Appeals of Georgia and the Supreme Court of Georgia" with "the Court of Appeals and the Supreme Court" in the introductory language of subsection (a).

SECTION 6.

Reserved.

SECTION 7.

Title 7 of the Official Code of Georgia Annotated, relating to banking and finance, is amended in:

(1) Code Section 7-1-1018, relating to ceasing and desist orders, enforcement procedure, civil penalties, and fines regarding licensing of mortgage lenders and mortgage brokers, by replacing "an unlicensed person that orders them to cease" with "an unlicensed person that orders such person to cease" in subsection (a).

SECTION 8.

Reserved.

SECTION 9.

Title 9 of the Official Code of Georgia Annotated, relating to civil practice, is amended in:

(1) Code Section 9-9-2, relating to the Georgia Arbitration Code applicability and exclusive method, by inserting "or" at the end of paragraph (9) of subsection (c).

(2) Code Section 9-11-133, relating to forms meeting requirements for civil case filing and disposition, by replacing in the form "IF TORT IS CASE TYPE:" with "IF TORT, IS CASE TYPE:" in subsection (b) and by replacing in the form "Have the parties reached a custodial agreement" with "Have the parties reached a custodial agreement?" in subsection (c).

SECTION 10.

Reserved.

SECTION 11.

Title 11 of the Official Code of Georgia Annotated, relating to the commercial code, is amended in:

(1) Code Section 11-2A-103, relating to definitions and index of definitions regarding the "Uniform Commercial Code - Leases" by replacing "pre-existing" with "preexisting" in paragraphs (a) and (o) of subsection (1).

SECTION 12.

Title 12 of the Official Code of Georgia Annotated, relating to conservation and natural resources, is amended in:

(1) Code Section 12-3-234, relating to accountability of the Jekyll Island - State Park Authority members as trustees and creation of an oversight committee for such authority, by replacing "House Committee on State Institutions and Property" with "House Committee on State Properties" in subsection (b).

(2) Part 5 of Article 7 of Chapter 3, which is repealed, by designating said part as reserved.

(3) Part 3 of Article 4 of Chapter 5, which is repealed, by designating said part as reserved.

(4) Code Section 12-5-287, relating to leasing of state owned marshland or water bottoms, by replacing "House Committee on State Institutions and Property" with "House Committee on State Properties" in subsection (i).

(5) Code Section 12-8-106, relating to criteria for participants in voluntary remediation programs regarding hazardous waste under the "Georgia Voluntary Remediation Program Act," by replacing "judgement" with "judgment" in paragraph (2).

(6) Code Section 12-13-3, relating to definitions regarding underground storage tanks, by replacing "the Comprehensive Environmental Response, Compensation and Liability Act of 1980," with "the Comprehensive Environmental Response, Compensation, and Liability Act of 1980," in paragraph (14).

(7) Code Section 12-13-9, relating to establishing financial responsibility, claims against a guarantor, and the Underground Storage Tank Trust Fund, by replacing "the Comprehensive Environmental Response, Compensation and Liability Act of 1980," with "the Comprehensive Environmental Response, Compensation, and Liability Act of 1980," in subsection (e).

SECTION 13.

Reserved.

SECTION 14.

Reserved.

SECTION 15.

Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended in:

- (1) Code Section 15-6-95, relating to priorities of distribution of fines, forfeitures, surcharges, additional fees, and costs in cases of partial payments into the court, by replacing "Code Section 15-11-149;" with "Code Section 15-21-149;" in paragraph (12).
- (2) Code Section 15-11-172, relating to the creation, duties, and authority of the Office of the Child Advocate for the Protection of Children, by replacing "and child welfare, as needed" with "and child welfare as needed" in subsection (e) and by deleting subsection (g).
- (3) Code Section 15-12-11, relating to appointment of jury clerk and other personnel, juror questionnaires, and construction with other laws, by replacing "post-conviction" with "postconviction" in subsection (c).
- (4) Code Section 15-16-26, relating to investigation of charges against sheriff, suspension, additional investigations, assumption of sheriff's duties, and indictment for felony, by deleting "and Code Section 15-16-26" from subsection (c).
- (5) Code Section 15-18-70.1, relating to an acting solicitor-general in the event of death or resignation regarding state courts, by replacing "provided for acting solicitor-generals" with "provided for acting solicitors-general" in subsection (a).
- (6) Code Section 15-18-92, relating to criteria for appointment and consent regarding the prosecuting attorney of a municipal court, by replacing "subsection (b) of 15-18-72," with "subsection (b) of Code Section 15-18-72," in subsection (b).

SECTION 16.

Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, is amended in:

- (1) Code Section 16-12-31, which is repealed, by designating said Code section as reserved.
- (2) Code Section 16-12-84, which is repealed, by designating said Code section as reserved.
- (3) Code Section 16-13-25, relating to Schedule I controlled substances, by inserting a beginning bracket between the subparagraph (K) designation and the "2" in subparagraph (K) of paragraph (12).
- (4) Code Section 16-13-30, relating to the purchase, possession, manufacture, distribution, or sale of controlled substances or marijuana and penalties, as effective July 1, 2013, through June 30, 2014, by replacing "at least two milliliters" with "at least two milliliters" in paragraph (2) of subsection (e) and by replacing "varient" with "variant" in subsection (m).
- (5) Code Section 16-13-30, relating to the purchase, possession, manufacture, distribution, or sale of controlled substances or marijuana and penalties, as effective July 1, 2014, by replacing "at least two milliliters" with "at least two milliliters" in paragraph (2) of subsection (e) and subparagraph (l)(1)(B) and by replacing "varient" with "variant" in subsection (m).

SECTION 17.

Title 17 of the Official Code of Georgia Annotated, relating to criminal procedure, is amended in:

- (1) Code Section 17-7-131, relating to proceedings upon a plea of insanity or mental incompetency at the time of the crime, by replacing "Code Section 16-3-2 or Code Section 16-3-3." with "Code Section 16-3-2 or 16-3-3." in paragraph (1) of subsection (a).
- (2) Code Section 17-10-1, relating to the fixing of a sentence, suspension or probation of a sentence, change in a sentence, eligibility for parole, prohibited modifications, and exceptions, by replacing "under the 'Georgia Street Gang Terrorism and Prevention Act,'" with "under Chapter 15 of Title 16, the 'Georgia Street Gang Terrorism and Prevention Act,'" in paragraph (2) of subsection (a).
- (3) Code Section 17-12-20, relating to public defender selection panel for each circuit, appointment of public defender, removal, and vacancies, by replacing "resolution seeking review of their findings" with "resolution seeking review of its findings" in subsection (d).

SECTION 18.

Reserved.

SECTION 19.

Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is amended in:

- (1) Code Section 19-7-5, relating to reporting of child abuse, when mandated or authorized, content of report, to whom made, immunity from liability, report based upon privileged communication, and penalty for failure to report, by replacing "Chapter 24" with "Chapter 26" in subparagraph (c)(1)(F).

SECTION 20.

Title 20 of the Official Code of Georgia Annotated, relating to education, is amended in:

- (1) Code Section 20-2-103, relating to the oath of the local school superintendent, by replacing in the oath "Typed name of member of _____local school superintendent" with "Typed name of local school superintendent" near the end.
- (2) Code Section 20-2-255, which is repealed, by designating said Code section as reserved.
- (3) Code Section 20-2-307, relating to youth camps and food-processing and young farmers programs, by replacing "described in this subsection" with "described in this Code section".
- (4) Code Section 20-2-311, which is repealed, by designating said Code section as reserved.
- (5) Code Section 20-2-319.3, relating to the online clearinghouse of interactive distance learning courses, by replacing "'Online Clearinghouse Act.'" with "'Online Clearinghouse Act.'" in subsection (a), by replacing "'Clearinghouse'" with "'Clearing-house'" in

paragraph (2) of subsection (b), by replacing "clearinghouse" with "clearing-house" each time the term appears throughout said Code section, and by replacing "computer-based" with "computer based" in paragraph (1) of subsection (c) and subsection (i).

(6) Code Section 20-2-411, relating to public school fund kept separate, use of funds, separation of school taxes, and investments, by replacing "Comptroller General" with "comptroller general".

(7) Code Section 20-2-690, relating to "educational entities" listed and requirements for private schools and home study programs, by replacing "Department of Public Safety" with "Department of Driver Services" each time the term appears in subsections (b) and (c).

(8) Chapter 7, which is repealed, by designating said chapter as reserved.

SECTION 21.

Reserved.

SECTION 22.

Title 22 of the Official Code of Georgia Annotated, relating to eminent domain, is amended in:

(1) Code Section 22-1-9, relating to policies and practices guiding exercise of eminent domain, by replacing "real property the condemning authority" with "real property, the condemning authority" and "he or she established" with "it established" in paragraph (3).

SECTION 23.

Title 23 of the Official Code of Georgia Annotated, relating to equity, is amended in:

(1) Code Section 23-3-120, relating to definitions regarding taxpayer protection against false claims, by replacing "MARTA." with "the Metropolitan Atlanta Rapid Transit Authority." at the end of paragraph (3).

(2) Code Section 23-3-122, relating to investigations by the Attorney General, civil actions authorized, intervention by government, limitation on participating in litigation, stay of discovery, alternative remedies; division of recovery, and limitations regarding taxpayer protection against false claims, by replacing "public; provided" with "public, provided" in subparagraph (j)(3)(B).

SECTION 24.

Title 24 of the Official Code of Georgia Annotated, relating to evidence, is amended in:

(1) Code Section 24-4-411, relating to liability insurance, by replacing "Code Section 46-7-12" with "Code Section 40-1-112".

(2) Code Section 24-4-416, relating to statements of sympathy in medical malpractice cases, by replacing "comprised of" with "composed of" in subsection (a).

(3) Code Section 24-12-1, relating to when medical information may be released by a physician, hospital, health care facility, or pharmacist, immunity from liability, waiver of privilege, and psychiatrists and hospitals excepted, by replacing "Department of Community Health," with "Department of Public Health," in subsection (a).

SECTION 25.

Title 25 of the Official Code of Georgia Annotated, relating to fire protection and safety, is amended in:

- (1) Code Section 25-2-11, which is repealed, by designating said Code section as reserved.
- (2) Code Section 25-2-21, which is repealed, by designating said Code section as reserved.
- (3) Code Section 25-14-5, relating to the required marking of cigarettes, by replacing "universal product code" with "Universal Product Code" each time the term appears in paragraph (1) of subsection (a) and paragraph (2) of subsection (d).
- (4) Code Section 25-15-1, relating to the Office of Safety Fire Commissioner to be successor to the Department of Labor relating to transferred functions, transfer of employees, and Safety Fire Commissioner to report on effects and results of this Code section, by replacing "and thereby under the State Personnel Administration and who are transferred to the office shall retain all existing rights under the State Personnel Administration." with "and who are transferred to the office shall retain all existing rights under such rules." in subsection (d).
- (5) Code Section 25-15-28, relating to appeals regarding regulation of boilers and pressure vessels, by replacing "the office of State Administrative Hearings," with "the Office of State Administrative Hearings," in subsection (a).

SECTION 26.

Title 26 of the Official Code of Georgia Annotated, relating to food, drugs, and cosmetics, is amended in:

- (1) Code Section 26-4-28, relating to the powers, duties, and authority of the State Board of Pharmacy, by replacing "the Georgia Department of Medical Assistance," with "the Department of Community Health," in paragraph (19) of subsection (a).
- (2) Code Section 26-4-29, relating to the Georgia Drugs and Narcotics Agency, continuance, appointment, requirements, and duties of director, power to make arrests, report of violations of drug laws, and dangerous drug list, by replacing "in said office" with "in such office" in the introductory language of subsection (b), by replacing "of the said establishments" with "of such establishments" in paragraph (4) of subsection (b), and by replacing "the board can instruct" with "the board may instruct" in subsection (d).
- (3) Code Section 26-4-80, relating to dispensing, electronically transmitted drug orders, refills, and Schedule II controlled substance prescriptions, by replacing "the said transmission," with "such transmission," in paragraph (5) of subsection (c), by replacing "pharmacist that transmits," with "pharmacist who transmits," in paragraph (6) of subsection (c), and by replacing "care givers" with "caregivers" in subparagraph (c)(7)(C).
- (4) Code Section 26-4-201, relating to definitions regarding the "Prescription Medication Integrity Act," by replacing "third party logistics provider." with "third-party logistics provider." in paragraph (4), by deleting "(FDA)" and "FDA" in paragraph (11), and by

replacing "the federal Food, Drug and Cosmetic Act ('FFDCA')." with "the Federal Food, Drug, and Cosmetic Act." in paragraph (17).

SECTION 27.

Title 27 of the Official Code of Georgia Annotated, relating to game and fish, is amended in:

- (1) Code Section 27-1-15, which is repealed, by designating said Code section as reserved.
- (2) Code Section 27-1-26, which is repealed, by designating said Code section as reserved.
- (3) Code Section 27-2-30, relating to establishment of the Wildlife Endowment Fund and limitations on expenditures from the fund, by replacing "lifetime sportsman license" with "lifetime sportsman's license" in subsection (a) and by replacing "lifetime sportsman license" with "lifetime sportsman's license" and "lifetime sportsman licenses" with "lifetime sportsman's licenses" in subsection (b).
- (4) Code Section 27-3-5, which is repealed, by designating said Code section as reserved.
- (5) Code Section 27-3-11, which is repealed, by designating said Code section as reserved.

SECTION 28.

Title 28 of the Official Code of Georgia Annotated, relating to the General Assembly, is amended in:

- (1) Code Section 28-4-6, relating to employment, powers, and duties of the legislative fiscal officer employed by the Legislative Services Committee, by replacing "Comptroller General." with "comptroller general." in subsection (a).

SECTION 29.

Title 29 of the Official Code of Georgia Annotated, relating to guardian and ward, is amended in:

- (1) Code Section 29-3-32, relating to the investment of estate funds regarding property obligations of conservators of minors, by repealing and reserving paragraph (9), which refers to repealed statutory provisions, and by replacing the period with a semicolon at the end of paragraph (12).
- (2) Code Section 29-5-32, relating to investment of estate funds by conservator, by repealing and reserving paragraph (9), which refers to repealed statutory provisions.

SECTION 30.

Reserved.

SECTION 31.

Title 31 of the Official Code of Georgia Annotated, relating to health, is amended in:

(1) Code Section 31-11-51, relating to certification and recertification of emergency medical technicians, rules and regulations, and use of conviction data in licensing decisions, by replacing "requirements of this paragraph" with "requirements of this subsection" in subsection (d).

SECTION 32.

Reserved.

SECTION 33.

Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended in:

(1) Code Section 33-15-123, relating to exempt societies, orders, or associations regarding miscellaneous provisions of fraternal benefit societies, by replacing "descendents" with "descendants" in paragraph (3) of subsection (a).

(2) Code Section 33-20A-3, relating to definitions regarding patient protection relative to managed health care plans, by replacing "pursuant to paragraph (1) or (2) of subsection (a) of Code Section 43-5-8," with "pursuant to Code Section 43-5-8," in paragraph (6).

(3) Code Section 33-23-12, relating to limited licenses regarding insurance agents, agencies, subagents, counselors, and adjusters, by replacing "60 days notice" with "60 days' notice" in subparagraph (d)(15)(A) and by replacing "15 days notice" with "15 days' notice" in subparagraph (d)(15)(C).

(4) Code Section 33-23-102, relating to bond and surety of applicant, liability insurance, and renewed licenses regarding the insurance licensing of administrators, by replacing "liability on the bond shall be established" with "liability on the bond, shall be established" in subsection (a) and by replacing "or the license has been terminated." with "or otherwise terminated its license." in subsection (e).

(5) Code Section 33-24-27.2, relating to provisions for reimbursement for services within the lawful scope of practice of athletic trainers, by replacing "pursuant to paragraph (1) or (2) of subsection (a) of Code Section 43-5-8" with "pursuant to Code Section 43-5-8" twice in subsection (a).

(6) Code Section 33-27-2, relating to extensions of policy coverage to dependents of employees or members regarding group life insurance, by replacing "family members evidence of insurability" with "family members' evidence of insurability" in paragraph (1) of subsection (a).

(7) Code Section 33-29A-20, relating to definitions regarding the Commission on the Georgia Health Insurance Risk Pool, by replacing "federal Health Coverage Tax Credits." with "federal health coverage tax credits." in paragraph (8) of subsection (a).

(8) Code Section 33-29A-21, relating to creation, membership, duties, and functions of the Commission on the Georgia Health Insurance Risk Pool, by replacing "federal Health Coverage Tax Credits." with "federal health coverage tax credits." in subsection (a).

(9) Code Section 33-29A-22, relating to recommendations and reports and powers regarding the Commission on the Georgia Health Insurance Risk Pool, by replacing "individual market and premiums paid" with "individual market, and premiums paid" in paragraph (1) of subsection (a), by replacing "cost effective" with "cost-effective" in

paragraph (3) of subsection (b), and by replacing "start up funds" with "start-up funds" and "federal Health Coverage Tax Credits." with "federal health coverage tax credits." in subsection (c).

(10) Code Section 33-31-9, relating to premiums and refunds and credits regarding credit life insurance and credit accident and sickness insurance, by replacing "May 2, 2005 shall provide" with "May 2, 2005, shall provide" in subsection (c.1).

(11) Code Section 33-34A-2, relating to definitions regarding vehicle protection product warranties, by replacing "the Department of Insurance." with "the Insurance Department." in paragraph (2).

(12) Code Section 33-36-3, relating to definitions regarding the Georgia Insurers Insolvency Pool, by replacing "first party claim" with "first-party claim", "third party claim" with "third-party claim", and "third party claims" with "third-party claims" in subparagraph (G) of paragraph (4); by replacing "first party claims" with "first-party claims" in subparagraph (H) of paragraph (4); and by replacing "any vendor, lessor, or any other party" with "any vendor, any lessor, or any other party" in paragraph (7).

(13) Code Section 33-36-7.1, relating to a surcharge on premiums to recoup assessments, disclosure to insureds, and excess surcharges, exception where the expense of collection would exceed the amount of the surcharge regarding the Georgia Insurers Insolvency Pool, by replacing "collectible" with "collectable" in subsection (c).

(14) Code Section 33-36-9, relating to coverage afforded by insolvent insurers to become obligation pool and investigation and settlement of claims by pool, by replacing "first party claim" with "first-party claim" and "third party claim" with "third-party claim".

(15) Code Section 33-36-11, relating to limitation for filing claims, claims filed after final date set by the court, and default judgments, by replacing "(i)" with "(1)" and "(ii)" with "(2)" in subsection (a).

(16) Code Section 33-51-2, relating to legislative intent regarding the Georgia Affordable HSA Eligible High Deductible Health Plan, by replacing "preventative" with "preventive" in paragraph (3).

(17) Code Section 33-60-3, relating to definitions regarding the "Small Business Employee Choice of Benefits Health Insurance Plan Act," by replacing "pap smears," with "Pap smears," in subparagraph (C) of paragraph (1).

SECTION 34.

Title 34 of the Official Code of Georgia Annotated, relating to labor and industrial relations, is amended in:

(1) Code Section 34-8-166, relating to interest on delinquent contribution payments relative to employment security, by replacing "House Industrial Relations Committee" with "House Committee on Industry and Labor" in subsection (c).

(2) Code Section 34-8-173, relating to release or subordination of property subject to lien by the Commissioner of Labor and authority of the Commissioner to settle and compromise payment of contributions, by replacing "House Industrial Relations Committee" with "House Committee on Industry and Labor" in subsection (c).

SECTION 35.

Title 35 of the Official Code of Georgia Annotated, relating to law enforcement officers and agencies, is amended in:

- (1) Code Section 35-3-163, relating to the dissemination of information in a data bank to law enforcement officials, comparison of profile, request for search, separate statistical data base authorized, and fee for search and comparative analysis, by replacing "comprised of DNA" with "composed of DNA" in subsection (e).
- (2) Code Section 35-8-14, which is repealed, by designating said Code section as reserved.

SECTION 36.

Title 36 of the Official Code of Georgia Annotated, relating to local government, is amended in:

- (1) Code Section 36-5-24, relating to definitions and compensation of members of county governing authorities, by replacing "for the county" with "of the county" in paragraph (2) of subsection (b).
- (2) Code Section 36-44-3, relating to definitions relative to the "Redevelopment Powers Law," by replacing "U.S. Bureau of the Census" with "United States Bureau of the Census" in the introductory language of paragraph (7) and by replacing "duly-adopted amendment" with "duly adopted amendment" in paragraph (10).

SECTION 37.

Reserved.

SECTION 38.

Reserved.

SECTION 39.

Reserved.

SECTION 40.

Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, is amended in:

- (1) Code Section 40-1-1, relating to definitions regarding general provisions relative to identification and regulation of motor vehicles and traffic, by replacing "Code Section 46-7-85.1." with "Code Section 40-1-151." in paragraph (24.2).
- (2) Code Section 40-1-57, relating to rules of the Public Service Commission, by replacing "under this Article" with "under this article".
- (3) Code Section 40-1-100, relating to definitions regarding certification of motor carriers, by replacing "the Commissioner of the Department of Public Safety." with "the commissioner of public safety." in paragraph (3).

- (4) Code Section 40-1-101, relating to regulatory compliance inspections, regulation of business, and requirements of motor carriers, by replacing "Title 34 of the Official Code of Georgia Annotated; and" with "Title 34; and" at the end of paragraph (3).
- (5) Code Section 40-1-102, relating to certificate prerequisite to operation and minimum insurance requirement regarding motor carriers, by replacing "Commissioner of Revenue," with "state revenue commissioner," in subsection (b).
- (6) Code Section 40-1-104, relating to revocation, alteration, or amendment of certificate, suspension of certificate, and out-of-service orders, by replacing "the 'Georgia Administrative Procedures Act.'" with "the 'Georgia Administrative Procedure Act.'" in subsection (b).
- (7) Code Section 40-1-129, relating to fines for violating certificate requirement and advertising services without a certificate regarding motor carriers, by replacing "Code section 40-1-56." with "Code Section 40-1-56." in subsection (a).
- (8) Code Section 40-1-151, relating to definitions regarding limousine carriers, by replacing "paragraph (5) below." with "paragraph (5) of this Code section." at the end of paragraph (2).
- (9) Code Section 40-1-157, relating to the validity of limousine certificates, by replacing "cancelled" with "canceled".
- (10) Code Section 40-2-8, relating to the operation of unregistered vehicle or vehicle without current license plate, revalidation decal, or county decal, storage of unlicensed vehicle, jurisdiction, display of temporary plate, revision and extension of temporary plate, and disposition of fines, by replacing "issued without charge or fee therefore." with "issued without charge or fee." in division (b)(2)(B)(i).
- (11) Code Section 40-2-29, relating to registration and license plate requirement, license fee to accompany application, temporary operating permit, and penalties, by replacing "provided for in paragraph (1)" with "provided for in paragraph (.1)" in subsection (c).
- (12) Code Section 40-2-60.1, relating to standardized administrative process for special license plates, legislative findings, rules and regulations, definitions, utilization of funds, designs, fees, application for special license plates, continued issuance of plates, and the transfer of plates, by replacing "benefitted" with "benefited" in subsection (d).
- (13) Code Section 40-2-85.1, relating to special and distinctive license plates for veterans, by replacing "subsection (b) of this Code section" with "this subsection" in subparagraph (b)(2)(B) and by replacing "United States, or recipients" with "United States, recipients" in subsection (d).
- (14) Code Section 40-2-86.1, relating to special license plates promoting certain beneficial projects and supporting certain worthy agencies, funds, or nonprofit corporations including plates to identify persons with diabetes, honor veterans of the armed services, and honor the Georgia Association of Realtors, by replacing "the Federal Communication Commission." with "the Federal Communications Commission." twice in paragraph (6) of subsection (1).
- (15) Code Section 40-3-36, relating to cancellation of certificates of titles for scrap, dismantled, or demolished vehicles or trailers, salvage certificate of title, administrative

enforcement, and removal of license plates, by replacing "worth \$850.00 or less, if the vehicle" with "worth \$850.00 or less if the vehicle" in paragraph (2) of subsection (a).

(16) Code Section 40-6-22, relating to pedestrian-control signals, by deleting the dashes in the internal catchlines of paragraphs (1) and (2).

(17) Code Section 40-6-248.1, relating to securing loads on vehicles, by replacing "Georgia Department of Public Safety, or Georgia Board of Public Safety" with "Department of Public Safety, or Board of Public Safety" in subsection (c).

SECTION 41.

Reserved.

SECTION 42.

Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, is amended in:

(1) Code Section 42-2-11, relating to the powers and duties of the Board of Corrections and adoption of rules and regulations, by replacing "House Committee on State Institutions and Property" with "House Committee on State Properties" in subparagraph (c)(2)(B).

(2) Code Section 42-5-50, relating to the transmittal of information on convicted persons, place of detention, payment for inmates not transferred to the custody of the department, and notice in the event of convicted person free on bond pending appeal, by replacing "this Code Section." with "this Code section." in paragraph (5) of subsection (a).

(3) Code Section 42-5-53, relating to establishment of county correctional institutions, supervision by department, quota of inmates, funding, and confinement and withdrawal of inmates, by replacing "State Institutions and Property Committee of the House of Representatives" with "House Committee on State Properties" in the introductory language of paragraph (3) of subsection (e).

SECTION 43.

Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, is amended in:

(1) Code Section 43-1A-4, relating to the Occupational Regulation Review Council, by replacing "Comptroller General" with "comptroller general" in paragraph (1) of subsection (b).

(2) Code Section 43-10A-13, relating to requirements for licensure in marriage and family therapy, by replacing "Commission on Accreditation for Marriage and Family Therapy education," with "Commission on Accreditation for Marriage and Family Therapy Education," in subparagraph (a)(2)(C).

(3) Code Section 43-11-21.1, relating to general anesthesia regarding dentists, dental hygienists, and dental assistants, by deleting the comma after "successor agency" in subparagraph (b)(1)(A).

SECTION 44.

Title 44 of the Official Code of Georgia Annotated, relating to property, is amended in:

- (1) Code Section 44-6-181, relating to application and determination of heirs property, by replacing "subpart 1 or 2 of this part, the court" with "Subpart 1 or 2 of this part, the court" in subsection (b).
- (2) Code Section 44-13-100, relating to exemptions for purposes of bankruptcy and intestate insolvent estates, by replacing "laws of the United States similar benefits" with "laws of the United States, similar benefits" in subparagraph (a)(2.1)(C).
- (3) Code Section 44-14-361.5, relating to liens of persons without privity of contract regarding mechanics and materialmen, by replacing "Notice of Commencement" with "notice of commencement" each time the term appears.

SECTION 45.

Title 45 of the Official Code of Georgia Annotated, relating to public officers and employees, is amended in:

- (1) Code Section 45-4-13, relating to approval, filing, and recording of official bonds of court clerks, magistrates, sheriffs, coroners, surveyors, treasurers, and tax collectors, by replacing "Comptroller General's" with "comptroller general's".
- (2) Code Section 45-4-14, relating to time for filing official bonds, by replacing "Comptroller General," with "comptroller general,".
- (3) Code Section 45-7-28.1, which is reserved, by repealing said Code section.
- (4) Code Section 45-8-19, relating to jurisdiction to cite defaulting officers, depositories, sureties, for accounting and to issue execution, by replacing "Comptroller General." with "comptroller general." in paragraph (4).
- (5) Code Section 45-9-80, which is repealed, by designating said Code section as reserved.
- (6) Code Section 45-9-81, relating to definitions regarding the Georgia State Indemnification Fund for law enforcement officers, firemen, prison guards, and publicly employed emergency medical technicians, by replacing "Georgia Forestry Commission" with "State Forestry Commission" in subparagraph (B) of paragraph (5) and by replacing "commissioner of juvenile justice of the Department of Juvenile Justice" with "commissioner of juvenile justice" in paragraph (7).
- (7) Code Section 45-9-101, relating to definitions regarding temporary disability compensation program, by replacing "the Georgia Forestry Commission" with "the State Forestry Commission" in subparagraph (C) of paragraph (3) and by replacing "the commissioner of juvenile justice of the Department of Juvenile Justice" with "the commissioner of juvenile justice" in paragraph (7).
- (8) Code Section 45-12-21, relating to issuance of warrants for payments from the treasury, by replacing "Comptroller General." with "comptroller general."
- (9) Code Section 45-12-72, relating to establishment of the Office of Planning and Budget and general provisions, by replacing "Comptroller General," with "comptroller general," in subsection (d).

(10) Code Section 45-12-75.1, relating to zero-base budgeting, intent, and departmental priority lists regarding management of budgetary and financial affairs under the Office of Planning and Budget, by replacing "The Governor's Office of Planning and Budget" with "the Office of Planning and Budget" three times and by replacing "entity" with "entities" in subsection (b).

(11) Code Section 45-13-20, relating to duties of the Secretary of State generally, by replacing "Comptroller General" with "comptroller general" in paragraph (14).

(12) Code Section 45-15-7, relating to discretion of Comptroller General as to requirement of services of Attorney General or of district attorneys, by replacing "Comptroller General" with "comptroller general".

(13) Code Section 45-18-51, relating to the creation of the Employee Benefit Plan Council, membership, terms of office, and vacancies, compensation and expense reimbursement, officers, executive secretary and staff support, meetings, adoption of procedures, and promulgation of rules and regulations, by replacing "vice-chairperson" with "vice chairperson" in subsection (c).

(14) Code Section 45-20-54, relating to disclosure of amounts or designations of authorized charitable deductions, and pressure, coercion, or intimidation of employee with reference to deductions, by replacing "with rules and regulations" with "with the rules and regulations" in subsection (b).

(15) Code Section 45-23-8, relating to administrative procedures regarding a drug-free public work force, by replacing "Code Section 45-20-2 and" with "Code Section 45-20-2, and".

SECTION 46.

Title 46 of the Official Code of Georgia Annotated, relating to public utilities and public transportation, is amended in:

(1) Code Section 46-5-221, relating to definitions regarding the "Competitive Emerging Communications Technologies Act of 2006," by replacing "real time" with "real-time" in paragraph (2).

(2) Chapter 6, which is repealed, by designating said chapter as reserved.

SECTION 47.

Reserved.

SECTION 48.

Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is amended in:

(1) Code Section 48-2-18, relating to the State Board of Equalization and duties, by repealing subsection (g), which refers to an obsolete entity.

(2) Code Section 48-5-7.4, relating to bona fide conservation use property, residential transitional property, application procedures, penalties for breach of covenant, classification on tax digest, and annual report, by replacing "10 acres" with "ten acres" in paragraph (2) of subsection (b), by replacing "the Georgia Forestry Commission," with

"the State Forestry Commission," in subsection (s), and by replacing "this Chapter." with "this chapter." in subsection (z).

(3) Code Section 48-5-7.6, relating to "Brownfield property" defined, related definitions, qualifying for preferential assessment, disqualification of property receiving preferential assessment, responsibilities of property owners, transfers of property, costs, appeals, penalty and creation of lien against property, and extension of preferential assessment of brownfield property under certain circumstances, by deleting "and" at the end of subparagraphs (a)(1)(A) and (a)(1)(B); by replacing "subsection (j) below." with "subsection (j) of this Code section." in subparagraph (a)(1)(D); by replacing "the 'Hazardous Sites Reuse and Redevelopment Act,'" with "the 'Georgia Hazardous Site Reuse and Redevelopment Act,'" in paragraph (3) of subsection (a), subparagraphs (a)(4)(A), (a)(4)(B), and (a)(4)(F), and subsection (j); by replacing "subsection (e) below." with "subsection (e) of this Code section." in paragraph (7) of subsection (a); by replacing "Code section 36-62-5.1 or" with "Code section 36-62-5.1, or" in subparagraph (e)(1)(B); by deleting "or" at the end of subparagraph (e)(1)(C); by replacing "subparagraph (C) of this subsection," with "subparagraph (C) of paragraph (1) of this subsection," in paragraph (2) of subsection (e); by inserting "and" at the end of subparagraph (f)(1)(D); by replacing "under this subsection" with "under this Code section" in subsection (m); and by revising subsection (h) as follows:

"(h)(1) A qualified brownfield property may be subdivided into smaller parcels and continue to receive preferential tax treatment if:

~~(1)~~(A) All of the requirements of subsection (g) ~~above~~ of this Code section are met; and

~~(2)~~(B) The transferee and transferor agree and jointly submit to the local taxing authority a sworn affidavit stating the eligible brownfield costs being transferred to the subdivided property, to wit:

~~(A)~~(i) A transferor's report to the local taxing authority shall include:

~~(i)~~(I) The total certified eligible brownfield costs for the qualified brownfield property;

~~(ii)~~(II) The tax savings realized to date;

~~(iii)~~(III) The eligible brownfield costs being transferred;

~~(iv)~~(IV) The number of years of preferential tax treatment pursuant to this Code section has been received;

~~(v)~~(V) The eligible brownfield costs remaining; and

~~(vi)~~(VI) A request to establish the taxable base of the transferred property and reestablish the taxable base for the retained property pursuant to paragraph ~~(3)~~ below: (2) of this subsection;

~~(B)~~(ii) Failure to file a sworn affidavit with one local taxing authority shall not affect any sworn affidavit submitted to any other local taxing authority;

~~(C)~~(iii) A transferee's first report to the local taxing authority shall include:

~~(i)~~(I) A statement of the amount of the transferred eligible brownfield costs;

~~(ii)~~(II) The number of years of preferential tax treatment the property received prior to transfer (carry over from transferor); and

~~(iii)~~(II) A request to establish a taxable base for the property pursuant to paragraph ~~(3) below~~. (2) of this subsection; and

~~(D)~~(iv) Subsequent reports made by a transferee shall include the same information provided by property owners in paragraph (1) of subsection (f) of this Code section.

~~(3)~~(2) The taxable base for the subdivided property shall be established by the local taxing authority based on the ratio of acres purchased to total acres at the time of the establishment of the taxable base for the entire qualified brownfield property. Such ~~Said~~ ratio shall be applied to the taxable base as recorded in the county tax digest at the time the application was received by the Environmental Protection Division for participation in the Georgia Hazardous Site Reuse and Redevelopment Program. The taxable base on the retained qualified brownfield property shall be decreased by the amount of taxable base assigned to the subdivided portion of the property.

~~(4)~~(3) The subdivision of property shall not restart, reset, or otherwise lengthen the period of preferential tax treatment pursuant to this Code section."

(4) Code Section 48-5-100.1, which is reserved, by designating said Code section as repealed.

(5) Code Section 48-5C-1, relating to definitions, exemption from taxation, allocation and disbursement of proceeds collected by tag agents, fair market value of vehicle appealable, and report regarding the fair market value of motor vehicles, by replacing "paragraph (92)" with "paragraph (95)" in subparagraph (b)(1)(A), by replacing "10 days" with "ten days" in subparagraph (b)(1)(E), and by replacing "of Title 48" with "of this title" each time the term appears throughout said Code section.

(6) Code Section 48-7-6, relating to license or registration extensions for National Guard members and reservists on active duty, by replacing "national guard" with "National Guard" in subsections (a) and (b).

(7) Code Section 48-7-27, relating to the computation of taxable net income, by replacing the period with a semicolon at the end of subparagraph (a)(12)(B) and at the end of division (a)(12.1)(B)(iv).

(8) Code Section 48-7-28.4, relating to adjustments to taxes, disallowing expenses paid to certain real estate investment trusts, and procedures, conditions, and limitations, by revising paragraphs (1) and (2) of subsection (a), subsection (c), and subparagraph (e)(1)(A) as follows:

"(1) 'Association taxable as a corporation', ~~for purposes of paragraph (2) of this subsection,~~ does not include:

(A) A real estate investment trust ~~as defined in this Code section,~~ other than a 'captive real estate investment trust';

(B) Any qualified real estate investment trust subsidiary under Section 856(i) of the Internal Revenue Code of 1986, as amended, other than a qualified REIT subsidiary of a 'captive real estate investment trust';

(C) Any Listed Australian Property Trust, meaning an Australian unit trust registered as a 'Managed Investment Scheme' under the Australian Corporations Act in which the principal class of units is listed on a recognized stock exchange in

Australia and is regularly traded on an established securities market, or an entity organized as a trust, provided that a Listed Australian Property Trust owns or controls, directly or indirectly, 75 percent or more of the voting power or value of the beneficial interests or shares of such trust; or

(D) Any qualified foreign entity, meaning a corporation, trust, association or partnership organized outside the laws of the United States and which satisfies the following criteria:

(i) At least 75 percent of the entity's total asset value at the close of its taxable year is represented by real estate assets, as defined at Section 856(c)(5)(B) of the Internal Revenue Code of 1986, as amended, thereby including shares or certificates of beneficial interest in any real estate investment trust, cash and cash equivalents, and ~~U.S. Government~~ United States government securities;

(ii) The entity is not subject to tax on amounts distributed to its beneficial owners, or is exempt from entity-level taxation;

(iii) The entity distributes at least 85 percent of its taxable income, as computed in the jurisdiction in which it is organized, to the holders of its shares or certificates of beneficial interest on an annual basis;

(iv) Not more than 10 percent of the voting power or value in such entity is held directly or indirectly or constructively by a single entity or individual, or the shares or beneficial interests of such entity are regularly traded on an established securities market; and

(v) The entity is organized in a country which has a tax treaty with the United States.

(2) 'Captive real estate investment trust' means any real estate investment trust the shares or beneficial interests of which are not regularly traded on an established securities market; and more than 50 percent of the voting power or value of the shares ~~or beneficial interests or shares~~ of which are owned or controlled, directly or indirectly; or constructively, by a single entity that is:

(A) Treated as an association taxable as a corporation under the Internal Revenue Code of 1986, as amended; and

(B) Not exempt from federal income tax pursuant to the provisions of Section 501(a) of the Internal Revenue Code of 1986, as amended."

"(c) The amount of the adjustment required by subsection (b) of this Code section shall be reduced, but not below zero, to the extent the corresponding expenses and costs received as income by the captive real estate investment trust are reduced by expenses paid, accrued, or incurred to persons that are not related members, and such expenses shall be allowed in computing the captive real estate investment trust's federal taxable income."

"(A) 'Allocated or apportioned, or both' ~~does not mean the amount of income that is subject to allocation or apportionment, or both. Rather it means the amount of~~ income that is arrived at after applying the allocation and apportionment rules of a state as defined in subparagraph (B) of this paragraph. A tax or the portion of a tax, which is or would be imposed regardless of the amount of the income, shall not be

considered to be a tax on or measured by the income of the captive real estate investment trust. The term shall not mean the amount of income that is subject to allocation or apportionment, or both."

(9) Code Section 48-7-29.12, relating to tax credit for qualified donation of real property, carryover of credit, appraisals, transfer of credit, and penalty, by replacing "Code Section 48-7-20 or Code Section 48-7-21" with "Code Section 48-7-20 or 48-7-21" in paragraph (1) of subsection (b).

(10) Code Section 48-7-29.14, relating to income tax credit for clean energy property, by replacing "Georgia Forestry Commission" with "State Forestry Commission" twice in paragraph (2) of subsection (b) and by replacing "single family residential" with "single-family residential" in the introductory language of subparagraphs (b)(5)(A) and (b)(5)(B).

(11) Code Section 48-7-38, relating to deduction for payments to minority subcontractors and certification as a minority business enterprise regarding income tax imposition, rate, and computation and exemptions, by replacing "minority contractor" with "minority subcontractor" in paragraph (3) of subsection (b).

(12) Code Section 48-7-40.1, relating to tax credits for business enterprises in less developed areas, by replacing "the areas which are comprised of" with "the areas composed of" in the introductory language of subsection (b) and by replacing "area comprised of" with "area composed of" in paragraphs (1), (2), and (3) of subsection (c).

(13) Code Section 48-7-40.15A, relating to additional job tax credit based on increase in port traffic and conditions and limitations, by replacing "tier two or tier three county" with "tier 2 or tier 3 county" in paragraph (2) of subsection (a), by replacing "8 retail stores" with "eight retail stores" in subparagraph (a)(2)(C), by replacing "Code Sections 48-7-40 and 48-7-40.2 or 48-7-40.7" with "Code Sections 48-7-40 and 48-7-40.2 or Code Section 48-7-40.7" in the introductory paragraph of paragraph (2) of subsection (d), and by replacing "was determined;" with "were determined;" in subparagraph (d)(2)(A).

(14) Code Section 48-7-40.21, relating to tax credits for existing business enterprises undergoing qualified business expansion, recapture, and application of credit, by replacing "516, Internet publishing and broadcasting;" with "519, Internet publishing and broadcasting;" in paragraph (1) of subsection (a).

(15) Code Section 48-7-40.22, relating to credit to business enterprises for leased motor vehicles, daily ridership, and implementation, by replacing "516, Internet publishing and broadcasting;" with "519, Internet publishing and broadcasting;" in paragraph (1) of subsection (a).

(16) Code Section 48-7-40.24, relating to the conditions for taking a job tax credit by business enterprises and calculating credit, by replacing "this Code Section," with "this Code section," in subsection (n).

(17) Code Section 48-7-40.26, relating to tax credit for film, video, or digital production in state, by replacing "Article 5 of Chapter 7 and the commissioner" with "Article 5 of Chapter 7 of this title and the commissioner" in the last sentence of paragraph (5) of subsection (b) and by replacing "evaluated by the Georgia Department of Economic Development" with "evaluated by the Department of Economic Development" in subparagraph (c)(2)(A).

(18) Code Section 48-7-40.29, relating to income tax credits for certain qualified equipment that reduces business or domestic energy or water usage, by replacing "commissioner of natural resources, may take" with "commissioner of natural resources may take" in subsection (b) and by replacing "under this Code section." with "under this Code section;" at the end of paragraph (1) of subsection (d).

(19) Code Section 48-7-40.30, relating to an income tax credit for certain qualified investments for a limited period of time, by replacing "benefitted" with "benefited" in subparagraph (b)(6)(C) and by replacing "to engage as one of its primary purposes such activity." with "to engage in such activity as one of its primary purposes." in the undesignated text at the end of paragraph (6).

(20) Code Section 48-8-2, relating to definitions relative to state sales and use tax, by replacing "'Alcoholic Beverages'" with "'Alcoholic beverages'" in paragraph (1); by redesignating current paragraph (26) as new paragraph (28.1) and reserving the paragraph (26) designation so as to put definitions in alphabetical order; by replacing "form, code or protocol of the content for purposes of transmission, conveyance or routing" with "form, code, or protocol of the content for purposes of transmission, conveyance, or routing" in the introductory language of paragraph (39); by replacing "transmission, conveyance and routing" with "transmission, conveyance, and routing", "47 USC 522(6)" with "47 U.S.C. Section 522(6)", and "47 CFR 20.3;" with "47 C.F.R. Section 20.3;" in subparagraph (G) of paragraph (39); by deleting the quotation marks around "telecommunications service" in paragraph (5), "dealer" in subparagraph (N) of paragraph (8), "food and food ingredients,", "dietary supplements,", and "alcoholic beverages" in paragraph (14), "mobility enhancing equipment," in paragraph (15), "durable medical equipment," in paragraph (20), "telecommunications services," in paragraph (22), "telecommunications service", "mobile wireless service", "delivered electronically,", and "ancillary services," in paragraph (25), and "telecommunications service" in paragraph (38); and by revising paragraphs (2) and (3) as follows:

"(2) 'Ancillary services' means services that are associated with or incidental to the provision of 'telecommunications services,' including but not limited to 'detailed telecommunications billing service,' 'directory assistance,' 'vertical service,' and 'voice mail services.'

(3)(A) 'Bundled transaction' means the retail sale of two or more products, except real property and services to real property, where the products are otherwise distinct and identifiable and the products are sold for one nonitemized price. A 'bundled transaction' does not include the sale of any products in which the 'sales price' varies, or is negotiable, based on the selection by the purchaser of the products included in the transaction.

~~(A)~~(B) As used in this paragraph, the term 'distinct and identifiable products' 'Distinct and identifiable products' shall not include:

(i) Packaging such as containers, boxes, sacks, bags, and bottles or other materials such as wrapping, labels, tags, and instruction guides, that accompanies the 'retail sale' of the products and are incidental or immaterial to the 'retail sale' thereof. Examples of packaging that are incidental or immaterial include grocery sacks,

shoe boxes, dry cleaning garment bags, and express delivery envelopes and boxes;

(ii) A product provided free of charge with the required purchase of another product. A product is 'provided free of charge' if the 'sales price' of the product purchased does not vary depending on the inclusion of the product 'provided free of charge'; or

(iii) Items included in the 'sales price.'

~~(B)~~(C) As used in this paragraph, the The term 'one nonitemized price' shall not include a price that is separately identified by product on binding sales or other supporting sales related documentation made available to the customer in paper or electronic form including, but not limited to, an invoice, bill of sale, receipt, contract, service agreement, lease agreement, periodic notice of rates and services, rate card, or price list.

~~(C)~~(D) A transaction that otherwise meets the definition of a 'bundled transaction' as defined above, is not as provided under this paragraph shall not be a 'bundled transaction' if it such transaction is:

(i) The 'retail sale' of tangible personal property and a service where the tangible personal property is essential to the use of the service, and is provided exclusively in connection with the service, and the true object of the transaction is the service;

(ii) The 'retail sale' of services where one service is provided that is essential to the use or receipt of a second service, and the first service is provided exclusively in connection with the second service, and the true object of the transaction is the second service;

(iii)(I) A transaction that includes taxable products and nontaxable products and the 'purchase price' or 'sales price' of the taxable products is de minimis. As used in this subparagraph, the term, 'de minimis' means the seller's 'purchase price' or 'sales price' of the taxable product is 10 percent or less of the total 'purchase price' or 'sales price' of the bundled products.

(II) Sellers shall use either the 'purchase price' or the 'sales price' of the products to determine if the taxable products are de minimis. Sellers may not use a combination of the 'purchase price' and 'sales price' of the products to determine if the taxable products are de minimis.

(III) Sellers shall use the full term of a service contract to determine if the taxable products are de minimis; or

(iv) The 'retail sale' of exempt tangible personal property and taxable tangible personal property where:

(I) The transaction includes 'food and food ingredients,' 'drugs,' 'durable medical equipment,' 'mobility enhancing equipment,' 'over-the-counter drugs,' or 'prosthetic devices'; and

(II) The seller's 'purchase price' or 'sales price' of the taxable tangible personal property is 50 percent or less of the total 'purchase price' or 'sales price' of the bundled tangible personal property. Sellers may not use a combination of the

'purchase price' and 'sales price' of the tangible personal property when making the 50 percent determination for a transaction."

(21) Code Section 48-8-3, relating to exemptions regarding sales and use tax, by replacing "Act of 1965; by or pursuant to" with "Act of 1965; or by or pursuant to" in division (57)(D)(ii), by replacing "which are used" with "which is used" in subparagraph (A) of paragraph (57.2) and subparagraph (A) of paragraph (57.3), by replacing "May 5, 2004 until" with "May 5, 2004, until" in subparagraph (A) of paragraph (78), by replacing "May 17, 2004 until" with "May 17, 2004, until" in subparagraph (A) of paragraph (80), and by designating currently repealed paragraph (85) as reserved.

(22) Code Section 48-8-30, relating to imposition of tax, rate, and collection regarding state sales and use tax, by replacing "is a dealer, as defined in Code Section 48-8-2 and" with "is a dealer, as defined in Code Section 48-8-2, and" in paragraph (1) of subsection (c.1) and twice in paragraph (1) of subsection (e.1).

(23) Code Section 48-8-69, relating to purchases from printed catalogs and local jurisdiction boundary changes in regard to the imposition, rate, collection, and assessment of state sales and use tax, by replacing "catalogs" with "catalogues" and "catalog" with "catalogue" in subsection (a).

(24) Code Section 48-8-70, relating to determination of ZIP Code designation applicable to particular purchases and rebuttable presumption of seller's due diligence, by replacing "ZIP code" with "ZIP Code" each time the term appears and by replacing "nine digit" with "nine-digit".

(25) Code Section 48-8-72, relating to over-collected state sales or use tax, by replacing "business practice, if in the" with "business practice if, in the" in subsection (b).

(26) Code Section 48-8-77, relating to sourcing, definitions, sales of "advertising and promotional direct mail" and "other direct mail" and sales of telecommunication service, by deleting the quotation marks around "advertising and promotional direct mail" each time the term appears in subsection (d) except in subparagraph (d)(3)(A); by deleting the quotation marks around "direct mail" each time the term appears in subsection (d); by deleting the quotation marks around "other direct mail" each time the term appears in subsection (d) except in subparagraph (d)(3)(B); by replacing "obligations to collect, pay or remit any tax on any transaction involving 'other direct mail' to which the permit, certificate, or statement apply." with "obligations to collect, pay, or remit any tax on any transaction involving other direct mail to which the permit, certificate, or statement applies." in subparagraph (d)(2)(C); by replacing "a product transferred electronically or a service." with "a product transferred electronically, or a service." in division (d)(3)(A)(ii); by deleting the quotation marks around "bundled transaction" in subparagraph (d)(4)(B); by replacing the comma with a semicolon at the end of division (d)(4)(C)(i); by replacing "telecommunication services" and "telecommunication service" with "telecommunications service" each time the terms appear in subsection (e); by replacing "call-by-call basis, is sourced" with "call-by-call basis shall be sourced" in paragraph (2) of subsection (e); and by replacing "of this Code Section" with "of this Code section" in paragraph (3) of subsection (e).

(27) Code Section 48-8-89.1, relating to the procedure for certifying additional qualified municipalities, issuance of new distribution certificate, and cessation of authority to collect tax ceases upon failure to file new certificate, by replacing "district is located each" with "district is located, each" in the introductory language of paragraph (4) of subsection (f).

(28) Code Section 48-8-90, relating to crediting of tax paid by purchaser in another tax jurisdiction, payment of difference between lesser similar tax payment and tax imposed by article, proof of payment, and limitation on credit, by replacing "coterminous" with "conterminous" in the last sentence.

(29) Code Section 48-8-111.1, relating to application of article to consolidated government regarding county special purpose local option sales tax, by replacing "this article" with "this part" in subsections (a), (b), and (d).

(30) Code Section 48-8-113, relating to administration and collection by state revenue commissioner, application, and deduction to dealers, by replacing "this article" with "this part".

(31) Code Section 48-8-114, relating to sales tax return requirements regarding county special purpose local option sales tax, by replacing "this article" with "this part" each time the term appears.

(32) Code Section 48-8-116, relating to tax credits regarding county special purpose local option sales tax, by replacing "this article" with "this part" each time the term appears.

(33) Code Section 48-8-117, relating to inapplicability of tax to certain sales of tangible personal property outside taxing county, by replacing "this article" with "this part" each time the term appears.

(34) Code Section 48-8-118, relating to the definition of building and construction materials and inapplicability of tax to certain sales or uses of building and construction materials, by replacing "this article" with "this part" in subsection (b).

(35) Code Section 48-8-119, relating promulgation of rules and regulations by the state revenue commissioner, by replacing "this article." with "this part."

(36) Code Section 48-8-161, relating to definitions relative to the "Uniform Sales and Use Tax Administration Act," by replacing "seller registered" with "a seller registered" and "five hundred million dollars," with "\$500 million," in paragraph (7) and by revising paragraph (8) as follows:

"(8) 'Model 4 seller' means a seller that is not a 'Model 1 seller', a 'Model 2 seller', or a 'Model 3 seller.'"

(37) Code Section 48-8-241, relating to the creation of special districts and tax rates regarding special district transportation sales and use tax, by replacing "coterminous" with "conterminous" in subsection (a).

(38) Code Section 48-8-249, relating to the use of proceeds within special district exclusively for projects on approved investment list and contracts, by replacing "coterminous" with "conterminous" in subsection (e).

(39) Code Section 48-9-10.1, relating to refunds of sales and use taxes to credit card issuers, by replacing "under Chapter 8 of Title 48," with "under Chapter 8 of this title," in

subsection (a), by deleting the quotation marks around "motor fuel" and "highway use" and by replacing "tax-exempt entity," with "tax-exempt entity" in subsection (b), and by replacing "registered with Internal Revenue Service" with "registered with the Internal Revenue Service", "tax-exempt entity who" with "tax-exempt entity that", and "dealer to the allowance" with "dealer for the allowance" in subsection (c).

(40) Code Section 48-11-4, relating to licensing of persons engaged in tobacco business, initial and annual fees, suspension and revocation, registration and inspection of vending machines, bond by distributor, jurisdiction, and licensing of promotional activities, by replacing "or distributor's or dealer's license" with "distributor's, or dealer's license" in the first sentence of subsection (c), by designating the introductory language of subsection (c) as paragraph (1) of subsection (c), and by redesignating current paragraphs (1) through (3) as new paragraphs (2) through (4) of subsection (c), respectively.

(41) Code Section 48-13-16, relating to excluded businesses or practitioners and other laws on occupation taxes or registration fees of local governments not repealed, by deleting "Georgia" twice in paragraph (1) of subsection (a).

(42) Code Section 48-13-51, relating to county and municipal levies on public accommodations charges for promotion of tourism, conventions, and trade shows, by replacing "this paragraph (3)", "this paragraph (3.1)", "this paragraph (3.2)", "this paragraph (3.3)", "this paragraph (3.5)", "this paragraph (4)", "this paragraph (4.1)", "this paragraph (4.2)", "this paragraph (4.3)", "this paragraph (4.4)", "this paragraph (4.5)", "this paragraph (4.6)", "this paragraph (5)", and "this paragraph (5.1)" with "this paragraph" each time those terms appear in subsection (a) and by replacing "this subsection (a)" with "this subsection" in subparagraph (a)(5)(B).

(43) Code Section 48-17-1, relating to definitions regarding coin operated amusement machines, by replacing "subparagraphs (A), (B), (C), and (D) of paragraph (d)(1) of Code Section 16-12-35" with "subparagraphs (d)(1)(A) through (d)(1)(D) of Code Section 16-12-35" in paragraph (7.1) and by redesignating current paragraph (8) as new paragraph (9) and by redesignating current paragraph (9) as new paragraph (8), arranging said paragraphs in alphabetical order.

(44) Code Section 48-17-4, relating to the refusal to issue or renew license, revocation or suspension, and hearing regarding coin operated amusement machines, by replacing "A licensee or applicant that allows" with "A licensee or applicant allows" in the introductory language of paragraph (4) of subsection (c).

SECTION 49.

Title 49 of the Official Code of Georgia Annotated, relating to social services, is amended in:

(1) Code Section 49-4-152.2, relating to rebates for sole-source and multiple-source drugs included in the Controlled Medical Assistance Drug List, by replacing "coterminous" with "conterminous" in subsection (b).

(2) Code Section 49-4-168, relating to definitions regarding the "State False Medicaid Claims Act," by replacing "requires no proof" with "require no proof" and "means that a person" with "mean that a person" in the introductory language of paragraph (2).

- (3) Code Section 49-4-168.2, relating to the role of the Attorney General in pursuing cases, civil actions by private persons, special procedures for civil actions by private persons, limitation on participation by private person, stay of discovery, and receipt of proceeds from civil judgment by private person and Indigent Care Trust Fund, by replacing "the Georgia Department of Community Health," with "the Department of Community Health," in paragraphs (1) and (2) of subsection (i).
- (4) Code Section 49-4A-8, relating to commitment of delinquent or unruly children, procedure, cost, return of mentally ill or retarded children, escapees, discharge, evidence of commitment, records, and restitution, by replacing "Records as may be maintained" with "Records maintained" in paragraph (2) of subsection (d), by replacing "As long as a good faith attempt" with "So long as a good faith attempt" in paragraphs (2) and (4) of subsection (e.1), and by replacing "to serve criminal process, upon a written request" with "to serve criminal process upon a written request" and "the written request mentioned above must" with "such written request must" in paragraph (1) of subsection (i).
- (5) Code Section 49-5-1, relating to the "Children and Youth Act," by replacing "The short title of this article shall be the 'Children and Youth Act.'" with "This article shall be known and may be cited as the 'Children and Youth Act.'"
- (6) Code Section 49-5-60, relating to definitions regarding employees' records checks for day-care centers, by replacing "relating to criminal attempt when the crime" with "relating to criminal attempt, when the crime" in paragraph (3).
- (7) Code Section 49-5-110, relating to definitions regarding records checks for persons supervising children, by replacing "relating to criminal attempt as it concerns" with "relating to criminal attempt, as it concerns" in paragraph (2).
- (8) Code Section 49-5-130, relating to legislative findings and intent regarding the Governor's Office for Children and Families, by replacing "preventative" with "preventive" in paragraph (3).
- (9) Code Section 49-5-132, relating to the establishment of the Governor's Office for Children and Families, funding, and duties and responsibilities, by replacing "Governor's Office of Planning and Budget" with "Office of Planning and Budget" in subsection (a).
- (10) Code Section 49-6-62, relating to the establishment of community care unit, provision of services, annual service plan, implementation plan, annual progress report, fees and contributions, and funding regarding community care and services for the elderly, by replacing "House Health and Human Services Committee," with "House Committee on Health and Human Services," in subsection (g).
- (11) Code Section 49-6-72, relating to definitions regarding the "Georgia Family Caregiver Support Act," by replacing "a person 18 years or older" with "a person 18 years of age or older" in paragraph (1).
- (12) Code Section 49-9-4, relating to the creation of the Georgia Vocational Rehabilitation Agency and function, by replacing "public or private source, shall" with "public or private source shall" in subsection (d) and by replacing "transferred employees, the compensation" with "transferred employees; the compensation" in subsection (g).

(13) Code Section 49-9-5, relating to provision of services to persons with disabilities, by replacing "under the Randolph-Sheppard Act (20 U.S. Code, Section 107b)(49 Stat. 1559)" with "under the Randolph-Sheppard Act, 20 U.S.C. Section 107(b)," in subparagraph (C) of paragraph (4).

SECTION 50.

Title 50 of the Official Code of Georgia Annotated, relating to state government, is amended in:

(1) Code Section 50-5-58, relating to cases where purchases through the Department of Administrative Services not mandatory, by replacing "of this clause" with "of this paragraph" in paragraph (2) of subsection (a) and by replacing "to report same" with "to report the same" in subsection (b).

(2) Code Section 50-5-133, relating to fraud in certification process, penalty, and effect of multiple violations regarding minority business enterprise development, by replacing "obtain or retain, certification" with "obtain or retain certification" in paragraph (1) of subsection (a) and by replacing "attempting to obtain, public moneys" with "attempting to obtain public moneys" in paragraph (4) of subsection (a).

(3) Code Section 50-5-135, relating to the creation of the State Use Council, membership, terms, appointments, compensation, and existence, by replacing "the eleven members" with "the 11 members" in subsection (b).

(4) Code Section 50-5-136, relating to the powers and authority of the State Use Council, by replacing "in all cases, however, they" with "in all cases; however, they" in paragraph (1) of subsection (b).

(5) Code Section 50-5A-7, relating to duties of the Office of the State Treasurer generally and investments through the treasurer, by replacing "Comptroller General" with "comptroller general" and "Comptroller General's" with "comptroller general's" in paragraph (1) of subsection (a).

(6) Code Section 50-5B-20, relating to the office of the Comptroller General and duties, by replacing "Comptroller General" with "comptroller general" each time the term appears.

(7) Code Section 50-5B-21, relating to the deputy comptroller general, by replacing "Comptroller General" with "comptroller general" each time the term appears.

(8) Code Section 50-5B-22, relating to a bound book detailing annual appropriations, by replacing "Comptroller General" with "comptroller general".

(9) Code Section 50-5B-23, relating to annual reporting by the Comptroller General, by replacing "Comptroller General" with "comptroller general".

(10) Code Section 50-5B-24, relating to the official seal of the Comptroller General, by replacing "Comptroller General" with "comptroller general".

(11) Code Section 50-6-20, relating to the state auditor's salary, expenses, duties, and bond, by replacing "Comptroller General," with "comptroller general,".

(12) Code Section 50-13-4, relating to procedural requirements for adoption, amendment, or repeal of rules, emergency rules, limitation on action to contest rule, and

legislative override, by replacing "House Committee on Industrial Relations" with "House Committee on Industry and Labor" in subsection (h).

(13) Code Section 50-13A-16, relating to small claims division established, jurisdiction, representation, hearings, and finality of decisions regarding tax tribunals, by replacing "pursuant to the Code Section 50-13A-9," with "pursuant to Code Section 50-13A-9," in subsection (c).

(14) Code Section 50-16-3.1, relating to state authorities prohibited from selling real property and exceptions, by deleting paragraph (1) which has an obsolete reference to "The Georgia Building Authority (Hospital) provided for in Article 2 of Chapter 7 of Title 31;" and by redesignating current paragraphs (2) and (3) as new paragraphs (1) and (2), respectively, in subsection (a).

(15) Code Section 50-16-34, relating to powers and duties of the State Properties Commission generally, by replacing "State Institutions and Property Committee of the House" with "House Committee on State Properties" in division (12)(B)(v).

(16) Code Section 50-16-41, relating to rental agreements without competitive bidding, limitations, managing administrative space of state agencies, utilization of administrative space, reassignment of administrative space, and rules and regulations, by replacing "House Committee on State Institutions and Property" with "House Committee on State Properties" in subsection (j).

(17) Code Section 50-17-21, relating to definitions regarding state financing and investment, by deleting obsolete reference "Georgia Building Authority (Hospital)," in paragraph (9).

(18) Code Section 50-18-71, relating to the right of access, timing, fees, denial of requests, and impact of electronic records regarding inspection of public records, by replacing "pursuant to this paragraph" with "pursuant to this subsection" in subsection (d).

(19) Code Section 50-18-72, relating to when public disclosure is not required regarding inspection of public records, by replacing "information of a proprietary nature, produced or collected" with "information of a proprietary nature produced or collected" in paragraph (35) of subsection (a).

(20) Code Section 50-20-2, relating to definitions relative to nonprofit contractors, by replacing "Comptroller General" with "comptroller general" in paragraph (4).

(21) Chapter 28, which is repealed, by designating said chapter as reserved.

(22) Code Section 50-32-4, relating to membership, terms, appointment, expenses, removal, applicability of Chapter 10 of Title 45, meetings, voting, and assignment regarding the Georgia Regional Transportation Authority, by replacing "Governor of the State of Georgia" with "Governor" and "to the contrary notwithstanding; except" with "to the contrary notwithstanding, except" in subsection (a) and by replacing "as prescribed in the bylaws, and such notice" with "as prescribed in the bylaws and such notice" in subsection (f).

(23) Code Section 50-32-11, relating to powers of the Georgia Regional Transportation Authority generally, by replacing "of the authority and such state agencies" with "of the authority, and such state agencies" in paragraph (21) of subsection (a), by replacing "joint

agencies thereof and such state agencies," with "joint agencies thereof, and such state agencies" and "act in conjunction, and to enter" with "act in conjunction and to enter" in paragraph (26), and by replacing "metropolitan planning organization, and is in compliance" with "metropolitan planning organization and is in compliance" in paragraph (38) of subsection (a).

(24) Code Section 50-32-15, relating to the issuance of bonds regarding jurisdiction of the Georgia Regional Transportation Authority, by replacing "State Toll Road Authority," with "State Road and Tollway Authority," in subsection (c).

(25) Chapter 33, which is repealed, by designating said chapter as reserved.

SECTION 51.

Reserved.

SECTION 52.

Reserved.

SECTION 53.

Reserved.

SECTION 54.

(a) Except for Title 47, the text of Code sections and title, chapter, article, part, subpart, Code section, subsection, paragraph, subparagraph, division, and subdivision numbers and designations as contained in the Official Code of Georgia Annotated published under authority of the state by The Michie Company in 1982 and contained in Volumes 3 through 40 of such publication or replacement volumes thereto, as amended by the text and numbering of Code sections as contained in the 2012 supplements to the Official Code of Georgia Annotated published under authority of the state in 2012 by LEXIS Publishing, are ratified and reenacted, and such text, numbers, and designations shall have the effect of statutes enacted by the General Assembly of Georgia except as otherwise provided by subsection (b) of this section and subsection (c) of Code Section 28-9-5.

(b) Annotations; editorial notes; Code Revision Commission notes; research references; notes on law review articles; opinions of the Attorney General of Georgia; indexes; analyses; title, chapter, article, part, and subpart captions or headings, except as otherwise provided in the Code; catchlines of Code sections or portions thereof, except as otherwise provided in the Code; and rules and regulations of state agencies, departments, boards, commissions, or other entities which are contained in the Official Code of Georgia Annotated are not enacted as statutes by the provisions of this Act. Material which has been added in brackets or parentheses and editorial, delayed effective date, effect of amendment, or other similar notes within the text of a Code section by the editorial staff of the publisher in order to explain or to prevent a misapprehension concerning the contents of the Code section and which is explained in an editorial note is not enacted by

the provisions of this section and shall not be considered a part of the Official Code of Georgia Annotated.

(c) The reenactment of the statutory portion of the Official Code of Georgia Annotated by subsection (a) of this section shall not affect, supersede, or repeal any Act of the General Assembly, or portion thereof, which is not contained in the Official Code of Georgia Annotated and which was not repealed by Code Section 1-1-10, specifically including those Acts which have not yet been included in the text of the Official Code of Georgia Annotated because of effective dates which extend beyond the effective date of the Code or the publication date of the Code or its supplements.

(d) For purposes of publishing volumes, replacement volumes, and supplements to the Official Code of Georgia Annotated pursuant to Chapter 9 of Title 28: legislation enacted at the same session of the General Assembly and amending the same statutory provision shall be considered in *pari materia*, and full effect shall be given to each if that is possible; Acts enacted during the same session shall be treated as conflicting with each other only to the extent that they cannot be given effect simultaneously; in the event of such a conflict, the latest enactment, as determined by the order in which bills became law with or without the approval of the Governor, shall control to the extent of the conflict unless the latest enactment contains a provision expressly ceding control in such an event; and language carried forward unchanged in one amendatory Act shall not be read as conflicting with changed language contained in another Act passed during the same session.

(e) The provisions contained in Sections 1 through 53 of this Act and in the other Acts enacted at the 2013 regular session of the General Assembly of Georgia shall supersede the provisions of the Official Code of Georgia Annotated ratified and reenacted by subsection (a) of this section.

(f) In the event of a conflict between a provision in Sections 1 through 53 of this Act and a provision of another Act enacted at the 2013 regular session of the General Assembly, the provision of such other Act shall control over the conflicting provision in Sections 1 through 53 of this Act to the extent of the conflict.

SECTION 55.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval; except that:

(1) The amendment made by paragraph (4) of Section 16 of this Act shall be effective July 1, 2013, through June 30, 2014;

(2) The amendment made by paragraph (5) of Section 16 of this Act shall become effective July 1, 2014;

(3) The amendment made by paragraph (4) of Section 26 of this Act shall become effective only when funds are specifically appropriated for purposes of Ga. L. 2007, p. 463, in an Appropriations Act making specific reference to such Act; and

(4) The amendment made by paragraph (18) of Section 48 of this Act shall become effective on January 1 of the year following the year in which federal funds are made available for the purpose of funding the credit provided by Ga. L. 2010, p. 1163, Section

1 and in which the state auditor certifies in writing to the commissioner of natural resources and the state revenue commissioner that such funds have been received, have been deposited in the general fund, and are available for purposes of Ga. L. 2010, p. 1163, Section 1.

SECTION 56.

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:

| | | | | |
|----------------|-------------------|-------------|-------------|------------------|
| Y Abrams | Y Coomer | Y Hamilton | E McCall | E Sims, C |
| Y Alexander | Y Cooper | Y Harbin | Y Meadows | Y Smith, E |
| Y Allison | E Dawkins-Haigler | Y Harden | Y Mitchell | Y Smith, L |
| Y Anderson | Y Deffenbaugh | Y Harrell | Morgan | Smith, M |
| Y Atwood | Y Dempsey | Y Hatchett | Y Morris | Y Smith, R |
| Y Ballinger | Y Dickerson | Y Hawkins | Y Mosby | Y Smyre |
| Y Barr | Y Dickey | Y Henson | E Murphy | Y Spencer |
| Y Battles | Y Dickson | Y Hightower | Y Neal | Y Stephens, M |
| Beasley-Teague | Y Dollar | Y Hill | Y Nimmer | Y Stephens, R |
| Y Bell | Y Douglas | Y Hitchens | Y Nix | E Stephenson |
| Y Bennett | Y Drenner | N Holcomb | Y Oliver | Y Stovall |
| Y Bentley | Y Dudgeon | Y Holmes | Y O'Neal | Y Strickland |
| Y Benton | Y Dukes | Y Holt | Y Pak | Y Talton |
| Y Beverly | Y Dunahoo | Y Houston | Y Parrish | Y Tankersley |
| Y Black | Y Duncan | Y Howard | Y Parsons | Y Tanner |
| Y Braddock | Y Dutton | E Hugley | Y Peake | Y Taylor, D |
| Y Broadrick | Y Ehrhart | Y Jackson | Y Pezold | Y Taylor, T |
| Y Brockway | Y England | Y Jacobs | Y Powell, A | Y Teasley |
| Brooks | Y Epps, C | Y Jasperse | Y Powell, J | Y Thomas, A.M. |
| Bruce | Y Epps, J | Y Jones, J | Y Pruett | Y Thomas, B |
| E Bryant | Y Evans | Y Jones, L | Y Quick | VACANT |
| N Buckner | Y Fleming | Y Jones, S | Y Ramsey | VACANT |
| Y Burns | Y Floyd | Y Jordan | Y Randall | Y Waites |
| Y Caldwell, J | N Fludd | E Kaiser | Y Rice | Y Watson, B |
| Y Caldwell, M | Y Frazier | Y Kelley | Y Riley | Y Watson, S |
| Y Carson | Y Frye | Kendrick | Y Roberts | Y Welch |
| Y Carter | Y Fullerton | Y Kidd | Y Rogers, C | Y Weldon |
| Y Casas | Y Gardner | Y Kirby | Y Rogers, T | Y Wilkerson |
| Y Chandler | Y Gasaway | Y Knight | Y Rutledge | Y Wilkinson |
| Y Channell | Y Geisinger | Y Lindsey | Y Rynders | Y Willard |
| Y Chapman | Y Glanton | Y Lumsden | Y Scott | Y Williams, A |
| Y Cheokas | Y Golick | Y Mabra | Y Setzler | Y Williams, C |
| Y Clark, J | Y Gordon | Y Marin | Y Sharper | Y Williams, E |
| Y Clark, V | Y Gravley | Y Martin | Y Shaw | Y Williamson |
| Y Coleman | Y Greene | Y Maxwell | Y Sheldon | Y Yates |
| Y Cooke | Y Gregory | Y Mayo | Y Sims, B | Ralston, Speaker |

On the passage of the Bill, by substitute, the ayes were 160, nays 3.

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

HB 116. By Representatives Dickson of the 6th, Coleman of the 97th, Lindsey of the 54th and Casas of the 107th:

A BILL to be entitled an Act to amend Article 1 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to the State Board of Education, so as to authorize the state board to transfer donations, gifts, and other property held in trust to the Georgia Foundation for Public Education for management and administration; 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.

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

| | | | | |
|------------------|-------------------|-------------|-------------|----------------|
| Y Abrams | Y Coomer | Y Hamilton | E McCall | E Sims, C |
| Y Alexander | Y Cooper | Y Harbin | Y Meadows | Y Smith, E |
| Y Allison | E Dawkins-Haigler | Y Harden | Y Mitchell | Y Smith, L |
| Y Anderson | Y Deffenbaugh | Y Harrell | Morgan | Smith, M |
| Y Atwood | Y Dempsey | Y Hatcher | Y Morris | Y Smith, R |
| Y Ballinger | Y Dickerson | Y Hawkins | Y Mosby | Y Smyre |
| Y Barr | Y Dickey | Y Henson | E Murphy | Y Spencer |
| Y Battles | Y Dickson | Y Hightower | Y Neal | Y Stephens, M |
| Y Beasley-Teague | Y Dollar | Y Hill | Y Nimmer | Y Stephens, R |
| Y Bell | Y Douglas | Y Hitchens | Y Nix | E Stephenson |
| Y Bennett | Y Drenner | Y Holcomb | Y Oliver | Y Stovall |
| Y Bentley | Y Dudgeon | Y Holmes | Y O'Neal | Y Strickland |
| Y Benton | Y Dukes | Y Holt | Y Pak | Y Talton |
| Y Beverly | Y Dunahoo | Y Houston | Y Parrish | Y Tankersley |
| Y Black | Y Duncan | Y Howard | Y Parsons | Y Tanner |
| Y Braddock | Y Dutton | E Hugley | Y Peake | Y Taylor, D |
| Y Broadrick | Y Ehrhart | Y Jackson | Y Pezold | Y Taylor, T |
| Y Brockway | Y England | Y Jacobs | Y Powell, A | Y Teasley |
| Y Brooks | Y Epps, C | Y Jasperse | Y Powell, J | Y Thomas, A.M. |
| Bruce | Y Epps, J | Y Jones, J | Y Pruett | Y Thomas, B |
| E Bryant | Y Evans | Y Jones, L | Y Quick | VACANT |
| Y Buckner | Y Fleming | Y Jones, S | Y Ramsey | VACANT |
| Y Burns | Y Floyd | Y Jordan | Y Randall | Y Waites |
| Y Caldwell, J | Y Fludd | E Kaiser | Y Rice | Y Watson, B |
| Y Caldwell, M | Y Frazier | Y Kelley | Y Riley | Y Watson, S |
| Y Carson | Y Frye | Y Kendrick | Y Roberts | Y Welch |
| Y Carter | Fullerton | Y Kidd | Y Rogers, C | Y Weldon |
| Y Casas | Y Gardner | Y Kirby | Y Rogers, T | Y Wilkerson |
| Y Chandler | Y Gasaway | Y Knight | Y Rutledge | Y Wilkinson |
| Y Channell | Y Geisinger | Y Lindsey | Y Rynders | Y Willard |

| | | | | |
|------------|-----------|-----------|-----------|------------------|
| Y Chapman | Y Glanton | Y Lumsden | Y Scott | Y Williams, A |
| Y Cheokas | Y Golick | Y Mabra | Y Setzler | Y Williams, C |
| Y Clark, J | Y Gordon | Y Marin | Y Sharper | Y Williams, E |
| Y Clark, V | Y Gravley | Y Martin | Y Shaw | Y Williamson |
| Y Coleman | Y Greene | Y Maxwell | Y Sheldon | Y Yates |
| Y Cooke | Y Gregory | Y Mayo | Y Sims, B | Ralston, Speaker |

On the passage of the Bill, the ayes were 165, nays 0.

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

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

HR 282. By Representatives Sims of the 123rd, Harbin of the 122nd and Fleming of the 121st:

A RESOLUTION congratulating the Augusta Christian Schools varsity football team on their record-breaking season and inviting them to be recognized by the House of Representatives; and for other purposes.

HR 283. By Representatives Sims of the 123rd, Harbin of the 122nd and Fleming of the 121st:

A RESOLUTION congratulating the Augusta Christian Schools Varsity Competition Cheerleading Team on winning the 2012 South Carolina Independent School Association (SCISA) Class AAA State Competition Cheerleading Championship and inviting them to be recognized by the House of Representatives; and for other purposes.

HR 284. By Representatives Rogers of the 29th, Casas of the 107th, Carter of the 175th, Ehrhart of the 36th and Dempsey of the 13th:

A RESOLUTION recognizing and commending Jean-Yves Vendeville and inviting him to be recognized by the House of Representatives; and for other purposes.

HR 285. By Representatives Jordan of the 77th, Stephens of the 165th, Randall of the 142nd, Bennett of the 94th, Hugley of the 136th and others:

A RESOLUTION commending Alpha Phi Alpha Fraternity, Inc., and the Georgia District Chapters, inviting the Georgia District Director and representatives of Alpha Phi Alpha Fraternity, Inc., to be recognized by the

House of Representatives, and recognizing February 21, 2013, as Alpha Phi Alpha Day at the state capitol; and for other purposes.

HR 286. By Representatives Parrish of the 158th, Gardner of the 57th, Channell of the 120th, Sheldon of the 104th, Stephens of the 164th and others:

A RESOLUTION recognizing February 14, 2013, as "Community Health Centers Day" and inviting the leadership of the Georgia Association for Primary Health Care to be recognized by the House of Representatives; and for other purposes.

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

HR 193. By Representatives Smyre of the 135th, Epps of the 132nd, Murphy of the 127th, Dukes of the 154th and Smith of the 125th:

A RESOLUTION recognizing February 12, 2013, as the fifth annual Omega Psi Phi Fraternity, Inc., Day at the capitol and inviting the brothers and thereby the fraternity to be recognized by the House of Representatives; and for other purposes.

HR 194. By Representatives Coomer of the 14th, Evans of the 42nd, Gregory of the 34th, Watson of the 166th and Teasley of the 37th:

A RESOLUTION honoring Dr. Kelland Keith Jeffords 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 287. By Representative Hill of the 22nd:

A RESOLUTION recognizing February 23, 2013, as Rotary Day in Georgia; and for other purposes.

HR 288. By Representatives Sims of the 123rd, Howard of the 124th, Smyre of the 135th, Frazier of the 126th, Smith of the 125th and others:

A RESOLUTION honoring the life and memory of Speaker Pro Tempore Atticus Jerome "Jack" Connell, Jr.; and for other purposes.

HR 289. By Representatives Brooks of the 55th, Gardner of the 57th, Lindsey of the 54th, Abrams of the 89th, Oliver of the 82nd and others:

A RESOLUTION recognizing and commending Mr. Emory McClinton; and for other purposes.

HR 290. By Representatives Coomer of the 14th, Battles of the 15th and Kelley of the 16th:

A RESOLUTION recognizing and commending Reverend Michael Abernathy for his superior efforts during a natural disaster; and for other purposes.

HR 291. By Representatives Coomer of the 14th, Battles of the 15th and Kelley of the 16th:

A RESOLUTION recognizing and commending Reverend Kenneth H. Coomer, Jr., for his superior efforts during a natural disaster; and for other purposes.

HR 292. By Representatives Coomer of the 14th and Battles of the 15th:

A RESOLUTION recognizing and commending Associational Missionary David B. Franklin for his superior efforts during a natural disaster; and for other purposes.

HR 293. By Representatives Holt of the 112th, Rutledge of the 109th, Dickerson of the 113th and Welch of the 110th:

A RESOLUTION recognizing and commending Mansfield Elementary School Principal G.W. Davis on the occasion of his retirement; and for other purposes.

HR 294. By Representatives Morris of the 156th, Parrish of the 158th and Hatchett of the 150th:

A RESOLUTION honoring the life and memory of Representative Hugh Marion Gillis, Sr.; and for other purposes.

HR 295. By Representatives Morris of the 156th, Jones of the 47th, O'Neal of the 146th and Sheldon of the 104th:

A RESOLUTION honoring the life and memory of Mrs. Mary Baker Black Rice; and for other purposes.

HR 296. By Representatives Stephens of the 164th, Broadrick of the 4th, Parrish of the 158th and Harden of the 148th:

A RESOLUTION recognizing February 14, 2013, as Pharmacy Day at the state capitol and commending the Georgia Pharmacy Association and its members for 138 years of service to the patients of Georgia; and for other purposes.

Representative Jacobs of the 80th moved that the following Bill of the House be withdrawn from the Committee on Governmental Affairs and recommitted to the Committee on Transportation:

HB 264. By Representatives Jacobs of the 80th, Lindsey of the 54th, Riley of the 50th, Geisinger of the 48th, Taylor of the 79th and others:

A BILL to be entitled an Act to amend an Act known as the "Metropolitan Atlanta Rapid Transit Authority Act of 1965," approved March 10, 1965 (Ga. L. 1965, p. 2243), as amended, so as to extensively revise such Act; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

The motion prevailed.

Representative Jacobs of the 80th moved that the following Bill of the House be withdrawn from the Committee on Governmental Affairs and recommitted to the Committee on Transportation:

HB 265. By Representatives Jacobs of the 80th, Lindsey of the 54th, Riley of the 50th, Geisinger of the 48th, Taylor of the 79th and others:

A BILL to be entitled an Act to amend Chapter 9 of Title 32 of the Official Code of Georgia Annotated, relating to mass transportation, so as to repeal provisions relating to the suspension of restrictions on the use of annual proceeds from sales and use taxes by public transit authorities; to repeal provisions relating to the board of directors of the Metropolitan Atlanta Rapid Transit Authority; to provide for related matters; to provide for an effective date; to provide for contingent repeal; to repeal conflicting laws; and for other purposes.

The motion prevailed.

Representative O'Neal of the 146th moved that the House do now adjourn until 10:00 o'clock, tomorrow morning, and the motion prevailed.

The Speaker announced the House adjourned until 10:00 o'clock, tomorrow morning.