

Representative Hall, Atlanta, Georgia

Wednesday, February 27, 2013

Twenty-Fifth Legislative Day

The House met pursuant to adjournment at 10:00 o'clock, A.M., this day and was called to order by the Speaker.

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

Abrams	Cooke	Gregory	E Mayo	Smith, E
Alexander	Coomer	Hamilton	McCall	Smith, L
Allison	Cooper	Harbin	Meadows	Smith, M
Anderson	Dawkins-Haigler	Harden	Mitchell	Smith, R
Atwood	Deffenbaugh	Harrell	Morgan	Smyre
Ballinger	Dempsey	Hatchett	Morris	Spencer
Barr	Dickey	Hawkins	Mosby	Stephens, M
Battles	Dickson	E Henson	Murphy	Stephens, R
Beasley-Teague	Dollar	Hightower	Nimmer	Stephenson
Bennett	Douglas	E Hill	Nix	Stovall
Bentley	Drenner	Hitchens	Oliver	Strickland
Benton	Dudgeon	Holcomb	Pak	Talton
Beverly	Dukes	Holmes	Parrish	Tankersley
Black	Dunahoo	Holt	Parsons	Tanner
Broadrick	Duncan	Houston	Peake	Taylor, D
Brockway	Dutton	Howard	Pezold	Taylor, T
Brooks	Ehrhart	Hugley	Powell, A	Teasley
Bruce	England	Jackson	Powell, J	Thomas, A.M.
Bryant	Epps, J	E Jacobs	Quick	E Thomas, B
Buckner	Evans	Jasperse	Ramsey	Turner
Burns	Fleming	Jones, J	Randall	Waites
Caldwell, J	Fludd	Jones, L	Rice	Watson, B
Caldwell, M	Frazier	Jones, S	Riley	Watson, S
Carson	Frye	Kaiser	Roberts	Welch
Carter	Fullerton	Kelley	Rogers, C	Wilkerson
Casas	Gardner	Kendrick	Rogers, T	Wilkinson
Chandler	Gasaway	Kidd	Rutledge	Willard
Channell	Geisinger	Kirby	Rynders	Williams, A
Chapman	Glanton	Lindsey	Scott	Williams, C
Cheokas	Golick	Lumsden	Sharper	Williams, E
Clark, J	Gordon	Mabra	Shaw	Williamson
Clark, V	Gravley	Marin	Sheldon	Yates
Coleman	Greene	Maxwell	Sims, B	Ralston, Speaker

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

Representatives Bell of the 58th, Jordan of the 77th, Knight of the 130th, Neal of the 2nd, O'Neal of the 146th, Pruett of the 149th, and Setzler of the 35th.

They wished to be recorded as present.

Prayer was offered by Bishop George Moxley, Senior Pastor, Unity Church of God, Jesup, 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
Coverdell Legislative Office Building
Room 409
Atlanta, Georgia 30334

February 26, 2013

Mr. Robbie Rivers
Clerk of the House
309 State Capitol
Atlanta, Georgia 30334

Dear Mr. Rivers:

On Friday, February 22, 2013 I was absent from the House and my machine was locked (E). On Monday, February 25, 2013 I was present but my machine was locked and I want to be recorded as voting "yes" for the Local Calendar.

Thank you for your attention to this matter.

Sincerely,

/s/ Calvin Smyre

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 487. By Representatives Ramsey of the 72nd, Hatchett of the 150th, Coomer of the 14th and Nimmer of the 178th:

A BILL to be entitled an Act to amend Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to offenses against public health and morals, so as to correct a cross reference; to clarify the application of certain provisions to the Georgia Lottery; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries.

HB 488. By Representatives Hitchens of the 161st, Houston of the 170th, Burns of the 159th, Powell of the 32nd, Roberts of the 155th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 8 of Title 4 of the Official Code of Georgia Annotated, relating to responsible dog ownership, so as to modify provisions relating to dangerous dogs; to provide that a court order shall not be required where an owner of a dangerous dog voluntarily relinquishes custody of such dog; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety & Homeland Security.

HB 489. By Representatives Nix of the 69th and Epps of the 132nd:

A BILL to be entitled an Act to amend Code Section 47-3-121 of the Official Code of Georgia Annotated, relating to optional retirement allowances under the Teachers Retirement System of Georgia, election of such options,

revocation of election, and effect of divorce, so as to provide that where the person designated to receive a survivor's benefit is a spouse or former spouse, and where such person remarries, the member may revoke such option; to provide that such member may elect another option; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

HB 490. By Representatives Barr of the 103rd, Casas of the 107th, Rogers of the 29th, Ramsey of the 72nd, Maxwell of the 17th and others:

A BILL to be entitled an Act to amend Part 6 of Article 17 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to health insurance plans for teachers and other school personnel, so as to expand board authorization to contract with local employers to librarians and other personnel employed by regional and county libraries; to provide for definitions; to provide for related matters; to repeal conflicting laws; for other purposes.

Referred to the Committee on Education.

HB 491. By Representative Sims of the 169th:

A BILL to be entitled an Act to amend Article 2 of Chapter 2 of Title 50 of the Official Code of Georgia Annotated, relating to jurisdiction of the state, so as to prohibit the closing of certain areas of streets surrounding Capitol Square during the regular session of the General Assembly; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Properties.

HB 492. By Representative Roberts of the 155th:

A BILL to be entitled an Act to amend Code Section 40-2-86 of the Official Code of Georgia Annotated, relating to special license plates promoting certain beneficial projects and supporting certain worthy agencies, funds, or nonprofit corporations, so as to add a special license plate supporting the Atlanta Braves Foundation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Motor Vehicles.

- HB 493. By Representatives Rutledge of the 109th, McCall of the 33rd, Harden of the 148th, Knight of the 130th, Burns of the 159th and others:

A BILL to be entitled an Act to amend Chapter 13 of Title 2 of the Official Code of Georgia Annotated, relating to commercial feeds, so as to eliminate the requirement for registration of specialty pet foods; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture & Consumer Affairs.

- HB 494. By Representatives Welch of the 110th, Cheokas of the 138th and Pruett of the 149th:

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 provide for the installation of safety markers on utility lines to provide for adequate visual warning in the use of private airstrips; to provide for definitions; to provide for the powers, authority, and duties of the Department of Transportation; to provide for a schedule of installation fees; to impose a penalty; to provide an appeal process; to provide for the promulgation of rules and regulations by the department; to provide for related matters; to provide effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Transportation.

- HB 495. By Representatives Hill of the 22nd, Neal of the 2nd and Greene of the 151st:

A BILL to be entitled an Act to amend Article 2 of Chapter 16 of Title 50 of the Official Code of Georgia Annotated, relating to the State Properties Code, so as to modify provisions related to conveyances of state property and consideration of conveyances by the General Assembly; to facilitate and increase reliability of state property conveyances; to provide for consideration of conveyances by committees of the General Assembly outside of the regular legislative session; to modify provisions related to public bidding of state property; to authorize the commission to manage the utilization of administrative space by the Georgia Department of Labor; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Properties.

HB 496. By Representative Allison of the 8th:

A BILL to be entitled an Act to create the Rabun County Water and Sewer Authority; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 497. By Representatives Tanner of the 9th, Rogers of the 29th, Hamilton of the 24th, Burns of the 159th and Hawkins of the 27th:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 52 of the Official Code of Georgia Annotated, the "Georgia Boat Safety Act," so as to revise provisions regarding the numbering and registration of vessels; to revise application procedures and expiration provisions; to revise a provision regarding exclusions and exemptions; to correct a cross-reference; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety & Homeland Security.

HB 498. By Representative Cheokas of the 138th:

A BILL to be entitled an Act to authorize the Magistrate Court of Sumter County to charge a technology fee for each civil case filed and criminal fine imposed; to specify the uses to which such technology fees may be put; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 499. By Representatives Sheldon of the 104th, Lindsey of the 54th, Welch of the 110th, Williamson of the 115th, Jacobs of the 80th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 51 of the Official Code of Georgia Annotated, relating to general provisions for torts, so as to provide that payor guidelines and criteria under federal law shall not establish a legal basis for negligence or a standard of care for medical malpractice; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HR 511. By Representative Pruett of the 149th:

A RESOLUTION honoring the life of Trooper Sergeant Major George W. Harrelson and dedicating a road in his memory; and for other purposes.

Referred to the Committee on Transportation.

By unanimous consent, the rules were suspended in order that the following Resolution of the House could be introduced, read the first time and referred to the Committee:

HR 513. By Representative Rogers of the 29th:

A RESOLUTION dedicating the Lanier Islands Parkway; and for other purposes.

Referred to the Committee on Transportation.

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

HB 466	HB 467
HB 468	HB 469
HB 470	HB 471
HB 472	HB 473
HB 474	HB 476
HB 477	HB 478
HB 479	HB 480
HB 481	HB 482
HB 483	HB 484
HB 485	HB 486
HR 486	HR 487
HR 502	HR 503
SB 61	SB 70
SB 72	SB 82
SB 120	SB 125
SB 182	SB 183

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 414	Do Pass
HR 504	Do Pass

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

HOUSE RULES CALENDAR
WEDNESDAY, FEBRUARY 27, 2013

Mr. Speaker and Members of the House:

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

DEBATE CALENDAR

Open Rule

None

Modified Open Rule

- HB 141 Kidnapping; certain businesses and establishments post a model notice to enable persons who are the subject of human trafficking to obtain help and services; require (Substitute)(JudyNC-Lindsey-54th)
- HB 187 Controlled substances; date of incorporation of local ordinances by reference; change (JudyNC-Dickerson-113th)
- HB 252 Athens-Clarke County; chief magistrate judge; provide nonpartisan elections (IGC-Quick-117th)
- HB 328 Lowndes County; nonpartisan nomination and election of judge of Probate Court; provide (IGC-Carter-175th)
- HB 329 Lowndes County; judge of Small Claims Court shall be magistrate judge elected on nonpartisan basis; provide (IGC-Carter-175th)
- HB 384 Transportation, Department of; local governing authority designating public streets or portions thereof for combined use of motorized carts and regular vehicle traffic; modify provisions (Substitute)(Trans-Roberts-155th)

Modified Structured Rule

- HB 226 Solid waste management; tire transportation, storage, and disposal; revise certain requirements (Substitute)(NR&E-Nix-69th)
- HB 302 Controlled substances; substances included under Schedule I and III; add (Substitute)(JudyNC-Broadrick-4th)
- HB 315 Nurses; continuing competency requirements as requirement for license renewal; provide (H&HS-Cooper-43rd)
- HB 336 Civil practice; tort claims arising out of use of motor vehicles; provide for certain pre-suit settlement offers (Substitute)(Judy-Powell-171st)

HR 205 Property; conveyance of certain state owned real property; authorize (SProp-Neal-2nd)

Structured Rule

HB 210 Gasoline and aviation fuel; temporary suspension of the collection of taxes; provide legislative findings (W&M-Nimmer-178th)

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 Senate and House:

SB 68. By Senators Ligon, Jr. of the 3rd, Shafer of the 48th, Albers of the 56th, Loudermilk of the 14th, Miller of the 49th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to establish Celebrate Freedom Week; to provide for the posting of historical documents; to require the Department of Education to develop online resources and instructional support; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 103. By Senators Golden of the 8th, Shafer of the 48th, Chance of the 16th and Henson of the 41st:

A BILL to be entitled an Act to amend Code Section 20-4-11 of the Official Code of Georgia Annotated, relating to the powers of the State Board of the Technical College System of Georgia, so as to provide for the designation of community colleges; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 105. By Senators Davis of the 22nd and Bethel of the 54th:

A BILL to be entitled an Act to amend Article 4 of Chapter 2 of Title 18 of the Official Code of Georgia Annotated, the "Uniform Fraudulent Transfers Act," so as to provide for a definition; to provide that a charitable contribution made to a charitable organization shall not be deemed a fraudulent transfer when the charitable organization receives such contribution in good faith; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 135. By Senators McKoon of the 29th, Miller of the 49th, Gooch of the 51st, Shafer of the 48th, Albers of the 56th and others:

A BILL to be entitled an Act to amend Article 6A of Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to DNA sampling, collection, and analysis, so as to provide for DNA analysis of persons arrested for felony offenses; to change provisions relating to time and procedure for withdrawal of blood samples; to change provisions relating to expungement of profiles in the data bank; to amend Code Section 17-6-1 of the Official Code of Georgia Annotated, relating to where offenses are bailable, procedure, and schedule of bails, so as to provide a cross reference for purposes of DNA collections as a condition of bail; to provide for related matters; to provide for a contingent effective date; to repeal conflicting laws; and for other purposes.

SB 143. By Senator Millar of the 40th:

A BILL to be entitled an Act to amend Article 1 of Chapter 20 of Title 47 of the Official Code of Georgia Annotated, relating to general provisions relative to the "Public Retirement Systems Standards Law," so as to provide for the duties of the boards of trustees of public retirement systems; to repeal conflicting laws; and for other purposes.

HB 247. By Representative Battles of the 15th:

A BILL to be entitled an Act to provide a new charter for the City of Emerson; to provide for incorporation, boundaries, and powers of the city; to provide for a governing authority of such city and the powers, duties, authority, election, terms, vacancies, compensation, expenses, qualifications, prohibitions, conflicts of interest, and suspension and removal from office relative to members of such governing authority; to provide for other matters relative to the foregoing; to repeal a specific Act; to provide for effective dates; to repeal conflicting laws; and for other purposes.

HB 334. By Representatives Kelley of the 16th and Battles of the 15th:

A BILL to be entitled an Act to provide a new charter for the City of Euharlee; to provide for other matters relative to the foregoing; to repeal a specific Act; to provide for effective dates; to repeal conflicting laws; and for other purposes.

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

SB 68. By Senators Ligon, Jr. of the 3rd, Shafer of the 48th, Albers of the 56th, Loudermilk of the 14th, Miller of the 49th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to establish Celebrate Freedom Week; to provide for the posting of historical documents; to require the Department of Education to develop online resources and instructional support; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education.

SB 103. By Senators Golden of the 8th, Shafer of the 48th, Chance of the 16th and Henson of the 41st:

A BILL to be entitled an Act to amend Code Section 20-4-11 of the Official Code of Georgia Annotated, relating to the powers of the State Board of the Technical College System of Georgia, so as to provide for the designation of community colleges; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Higher Education.

SB 105. By Senators Davis of the 22nd and Bethel of the 54th:

A BILL to be entitled an Act to amend Article 4 of Chapter 2 of Title 18 of the Official Code of Georgia Annotated, the "Uniform Fraudulent Transfers Act," so as to provide for a definition; to provide that a charitable contribution made to a charitable organization shall not be deemed a fraudulent transfer when the charitable organization receives such contribution in good faith; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

SB 135. By Senators McKoon of the 29th, Miller of the 49th, Gooch of the 51st, Shafer of the 48th, Albers of the 56th and others:

A BILL to be entitled an Act to amend Article 6A of Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to DNA sampling, collection, and analysis, so as to provide for DNA analysis of persons arrested for felony offenses; to change provisions relating to time and procedure for withdrawal of blood samples; to change provisions relating to expungement of profiles in the data bank; to amend Code Section 17-6-1 of the Official Code of Georgia Annotated, relating to where offenses are bailable, procedure, and schedule of bails, so as to provide a cross reference for purposes of DNA collections as a condition of bail; to provide for related matters; to provide for a contingent effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 143. By Senator Millar of the 40th:

A BILL to be entitled an Act to amend Article 1 of Chapter 20 of Title 47 of the Official Code of Georgia Annotated, relating to general provisions relative to the "Public Retirement Systems Standards Law," so as to provide for the duties of the boards of trustees of public retirement systems; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

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

Representatives Cheokas of the 138th, Gravley of the 67th, Neal of the 2nd, Holmes of the 129th, Allison of the 8th, Williamson of the 15th, Kirby of the 114th, Quick of the 117th, Williams of the 119th, England of the 116th, Deffenbaugh of the 1st, Fludd of the 64th, Mabra of the 63rd, Yates of the 73rd, Ramsey of the 72nd, Bentley of the 139th, Benton of the 31st, and Thomas of the 56th.

Pursuant to HR 232, the House congratulated Bradley Weaver on winning the American Star in Agribusiness Award and invited him to be recognized by the House of Representatives.

Pursuant to HR 474, the House recognized and commended Mr. Reggie Stowers.

Pursuant to HR 390, the House commended the White County Color and Honor Guard and invited its members to be recognized by the House of Representatives.

Pursuant to HR 117, the House recognized and commended the Valdosta State University football team.

Pursuant to HR 118, the House recognized and commended the Blazers, Valdosta State University's outstanding softball team and 2012 National Champions.

By order of the Committee on Rules, the following Bill of the House was withdrawn from the General Calendar and recommitted to the Committee on Economic Development & Tourism:

HB 318. By Representatives Stephens of the 164th, Hatchett of the 150th, Coomer of the 14th, Battles of the 15th, Dempsey of the 13th and others:

A BILL to be entitled an Act to amend Article 6 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to the "Georgia Tourism Development Act," so as to revise certain definitions; to provide for procedures, conditions, and limitations; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

By order of the Committee on Rules, the following Bill of the House was withdrawn from the General Calendar and recommitted to the Committee on Industry and Labor:

HB 361. By Representatives Lindsey of the 54th, Hamilton of the 24th and Fleming of the 121st:

A BILL to be entitled an Act to amend Article 2 of Chapter 6 of Title 34 of the O.C.G.A., relating to membership in labor organizations, so as to provide for definitions; to provide for statement of rights under federal law; to provide for certain contract and agreement employment rights; to provide for policy concerning passage of laws, ordinances, or contracts that waive or restrict federal labor laws; to provide for changes to agreements and contracts permitting labor organizations to deduct fees from employees' earnings; to amend Code Section 16-7-21 of the O.C.G.A., relating to criminal trespass, so as to provide for both criminal trespass and criminal conspiracy; to provide for punishment and fines; to provide for related matters; to provide for severability; 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 336. By Representatives Powell of the 171st, Meadows of the 5th, Smith of the 134th, Abrams of the 89th, Jacobs of the 80th and others:

A BILL to be entitled an Act to amend Article 8 of Chapter 11 of Title 9 of the Official Code of Georgia Annotated, relating to provisional and final remedies and special proceedings in civil practice, so as to provide for certain pre-suit settlement offers and agreements as to tort claims arising out of use of motor vehicles; 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 8 of Chapter 11 of Title 9 of the Official Code of Georgia Annotated, relating to provisional and final remedies and special proceedings in civil practice, so as to provide for certain presuit settlement offers and agreements as to tort claims arising out of use of motor vehicles; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 8 of Chapter 11 of Title 9 of the Official Code of Georgia Annotated, relating to provisional and final remedies and special proceedings in civil practice, is amended by adding a new Code section to read as follows:

"9-11-67.1.

(a) Prior to the filing of a civil action, any offer to settle a tort claim for personal injury, bodily injury, or death arising from the use of a motor vehicle and prepared by or with the assistance of an attorney on behalf of a claimant or claimants shall be in writing and contain the following material terms:

(1) The time period within which such offer must be accepted, which shall be not less than 30 days from receipt of the offer;

(2) Amount of monetary payment;

(3) The party or parties the claimant or claimants will release if such offer is accepted;

(4) The type of release, if any, the claimant or claimants will provide to each releasee; and

(5) The claims to be released.

(b) The recipients of an offer to settle made under this Code section may accept the same by providing written acceptance of the material terms outlined in subsection (a) of this Code section in their entirety.

(c) Nothing in this Code section is intended to prohibit parties from reaching a settlement agreement in a manner and under terms otherwise agreeable to the parties.

(d) Upon receipt of an offer to settle set forth in subsection (a) of this Code section, the recipients shall have the right to seek clarification regarding terms, liens, subrogation claims, standing to release claims, medical bills, medical records, and other relevant facts. An attempt to seek reasonable clarification shall not be deemed a counteroffer.

(e) An offer to settle made pursuant to this Code section shall be sent by certified mail or statutory overnight delivery, return receipt requested, and shall specifically reference this Code section.

(f) The person or entity providing payment to satisfy the material term set forth in paragraph (2) of subsection (a) of this Code section may elect to provide payment by any one or more of the following means:

(1) Cash;

(2) Money order;

(3) Wire transfer;

(4) A cashier's check issued by a bank or other financial institution;

(5) A draft or bank check issued by an insurance company; or

(6) Electronic funds transfer or other method of electronic payment.

(g) Nothing in this Code section shall prohibit a party making an offer to settle from requiring payment within a specified period; provided, however, that such period shall be not less than ten days after the written acceptance of the offer to settle.

(h) This Code section shall apply to causes of action for personal injury, bodily injury, and death arising from the use of a motor vehicle on or after July 1, 2013."

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:

Abrams	Y Coomer	Y Hamilton	Y McCall	Sims, C
Y Alexander	Y Cooper	Harbin	Y Meadows	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harden	Y Mitchell	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harrell	Y Morgan	Y Smith, M
Y Atwood	Y Dempsey	Y Hatchett	Morris	Y Smith, R
Y Ballinger	Dickerson	Y Hawkins	Y Mosby	Y Smyre
Y Barr	Y Dickey	E Henson	Y Murphy	Y Spencer
Y Battles	Y Dickson	Y Hightower	Y Neal	Y Stephens, M
Y Beasley-Teague	Y Dollar	Y Hill	Nimmer	Y Stephens, R
Y Bell	Y Douglas	Hitchens	Y Nix	Y Stephenson
Y Bennett	Y Drenner	Y Holcomb	Y Oliver	Y Stovall
Y Bentley	Y Dudgeon	Y Holmes	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	Y Hugley	Y Peake	Y Taylor, D

Y Broadrick	Y Ehrhart	Y Jackson	Y Pezold	Y Taylor, T
Y Brockway	Y England	E 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	E Thomas, B
Y Bryant	Y Evans	Y Jones, L	Y Quick	Y Turner
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	Y 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
E Chapman	Y Glanton	Y Lumsden	Y Scott	Y Williams, A
Y Cheokas	Y Golick	Y Mabra	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	E Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, by substitute, the ayes were 163, nays 0.

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

House of Representatives
Coverdell Legislative Office Building, Room 408
Atlanta, Georgia 30334

February 27, 2013

The Honorable Robbie Rivers
Clerk of the House
307 State Capitol
Atlanta, Georgia 30334

Dear Mr. Rivers:

During the vote on House Bill 336, my machine malfunctioned; I intended to cast a "yea" vote for the bill.

Sincerely,

/s/ Stacey Abrams

HB 210. By Representatives Nimmer of the 178th, Hatchett of the 150th, Coomer of the 14th, Roberts of the 155th, Burns of the 159th and others:

A BILL to be entitled an Act to amend Code Section 48-8-17 of the Official Code of Georgia Annotated, relating to the temporary suspension of the collection of taxes on gasoline and aviation fuel, so as to provide for legislative findings; to provide for procedures, conditions, and limitations; to provide for powers, duties, and authority of the state revenue commissioner with respect to the foregoing; to ratify an executive order of the Governor suspending temporarily the collection of such taxes; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Pursuant to Rule 133, Representative Dickerson of the 113th was excused from voting on HB 210.

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	Y McCall	Sims, C
Y Alexander	Y Cooper	Y Harbin	Y Meadows	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harden	Y Mitchell	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harrell	Y Morgan	Y Smith, M
Y Atwood	Y Dempsey	Y Hatchett	Morris	Y Smith, R
Y Ballinger	Dickerson	Y Hawkins	Y Mosby	Y Smyre
Y Barr	Y Dickey	E Henson	Y 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	Y Stephenson
Y Bennett	Y Drenner	Y Holcomb	Y Oliver	Y Stovall
Y Bentley	Y Dudgeon	Y Holmes	O'Neal	Y Strickland
Y Benton	Y Dukes	Y Holt	Y Pak	Y Talton
Y Beverly	Y Dunahoo	Y Houston	Y Parrish	Tankersley
Y Black	Y Duncan	Y Howard	Y Parsons	Y Tanner
Braddock	Y Dutton	Y Hugley	Y Peake	Y Taylor, D
Y Broadrick	Y Ehrhart	Y Jackson	Y Pezold	Y Taylor, T
Y Brockway	Y England	E 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	E Thomas, B
Y Bryant	Y Evans	Y Jones, L	Y Quick	Y Turner
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	Y 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

E Chapman	Y Glanton	Y Lumsden	Y Scott	Y Williams, A
Y Cheokas	Y Golick	Y Mabra	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	E 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 328. By Representatives Carter of the 175th, Black of the 174th, Sharper of the 177th and Shaw of the 176th:

A BILL to be entitled an Act to provide for the nonpartisan nomination and election of the judge of the Probate Court of Lowndes County; to provide for terms of office; 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	Y McCall	Sims, C
Y Alexander	Cooper	Harbin	Y Meadows	Y Smith, E
Y Allison	N Dawkins-Haigler	Y Harden	Y Mitchell	Y Smith, L
Y Anderson	Y Deffenbaugh	N Harrell	Y Morgan	Y Smith, M
Y Atwood	Y Dempsey	Y Hatchett	Y Morris	Y Smith, R
Y Ballinger	Y Dickerson	N Hawkins	N Mosby	Y Smyre
N Barr	Y Dickey	E Henson	Y Murphy	Y Spencer
Y Battles	Y Dickson	Y Hightower	Y Neal	N Stephens, M
N Beasley-Teague	Y Dollar	Y Hill	Y Nimmer	Y Stephens, R
N Bell	Y Douglas	Y Hitchens	N Nix	N Stephenson
N Bennett	Y Drenner	Y Holcomb	Y Oliver	Y Stovall
Y Bentley	Y Dudgeon	Y Holmes	O'Neal	Y Strickland
Y Benton	Y Dukes	Y Holt	N Pak	Y Talton
N Beverly	N Dunahoo	Y Houston	Y Parrish	Y Tankersley
Y Black	Y Duncan	Y Howard	Y Parsons	Y Tanner
Y Braddock	Y Dutton	Hugley	Y Peake	Y Taylor, D
Y Broadrick	Y Ehrhart	Y Jackson	Y Pezold	Y Taylor, T
Y Brockway	Y England	E Jacobs	Y Powell, A	N Teasley
Y Brooks	Y Epps, C	E Jasperse	Y Powell, J	Y Thomas, A.M.
Y Bruce	Y Epps, J	Y Jones, J	Y Pruett	E Thomas, B
Y Bryant	Y Evans	Y Jones, L	Y Quick	Y Turner
Y Buckner	Y Fleming	Y Jones, S	Y Ramsey	VACANT
Y Burns	Y Floyd	N Jordan	N Randall	N Waites
Y Caldwell, J	Y Fludd	Y 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	N 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
E Chapman	Y Glanton	Y Lumsden	N Scott	Y Williams, A
Y Cheokas	Y Golick	Y Mabra	Y Setzler	Y Williams, C
Y Clark, J	N Gordon	Y Marin	Y Sharper	Y Williams, E
Y Clark, V	Y Gravley	Y Martin	Y Shaw	Y Williamson
Y Coleman	Y Greene	Maxwell	Y Sheldon	Y Yates
Y Cooke	Y Gregory	E Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, the ayes were 144, nays 22.

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

HB 329. By Representatives Carter of the 175th, Black of the 174th, Sharper of the 177th and Shaw of the 176th:

A BILL to be entitled an Act to amend an Act creating a Small Claims Court for Lowndes County, approved April 18, 1967 (Ga. L. 1967, p. 3197), as amended by an Act approved February 18, 1977 (Ga. L. 1977, p. 2736), so as to provide that the judge of the Small Claims Court for Lowndes County shall be the magistrate judge and shall be elected on a nonpartisan basis; to provide for related matters; to provide for submission of this Act under Section 5 of the federal Voting Rights Act of 1965, as amended; to repeal conflicting laws; and for other purposes.

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

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

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

Y Brockway	Y England	E Jacobs	Y Powell, A	N Teasley
Y Brooks	Y Epps, C	E Jasperse	Y Powell, J	Y Thomas, A.M.
N Bruce	Y Epps, J	Y Jones, J	Y Pruettt	E Thomas, B
Y Bryant	Y Evans	Y Jones, L	Y Quick	Y Turner
Y Buckner	Y Fleming	Y Jones, S	Y Ramsey	VACANT
Y Burns	N Floyd	N Jordan	N Randall	N Waites
Y Caldwell, J	Y Fludd	Y Kaiser	Y Rice	Y Watson, B
Y Caldwell, M	N Frazier	Y Kelley	Y Riley	Y Watson, S
Y Carson	Y Frye	Y Kendrick	Y Roberts	Y Welch
Y Carter	Y Fullerton	Y Kidd	N 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
E Chapman	Y Glanton	Y Lumsden	N Scott	Y Williams, A
Y Cheokas	Y Golick	Y Mabra	Y Setzler	Y Williams, C
Y Clark, J	N Gordon	Y Marin	Y Sharper	N Williams, E
Y Clark, V	Y Gravley	Y Martin	Y Shaw	Y Williamson
Y Coleman	Y Greene	E Maxwell	Y Sheldon	Y Yates
Y Cooke	Y Gregory	E Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, the ayes were 133, nays 29.

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

HB 384. By Representatives Roberts of the 155th, England of the 116th, Houston of the 170th and Watson of the 172nd:

A BILL to be entitled an Act to amend Code Section 40-6-331 of the Official Code of Georgia Annotated, relating to the authority of local governing bodies and crossing streets under jurisdiction of the Department of Transportation, so as to modify provisions relating to a local governing authority designating public streets or portions thereof that are under its jurisdiction for the combined use of motorized carts and regular vehicular traffic; to provide for related matters; to provide an effective date; 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 Code Section 40-6-331 of the Official Code of Georgia Annotated, relating to the authority of local governing bodies and crossing streets under jurisdiction of the Department of Transportation, so as to modify provisions relating to a local governing authority designating public streets or portions thereof that are under its jurisdiction for the combined use of motorized carts and regular vehicular traffic; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 40-6-331 of the Official Code of Georgia Annotated, relating to the authority of local governing bodies and crossing streets under jurisdiction of the Department of Transportation, is amended by revising subsection (c) as follows:

"(c) Each local governing authority permitting the use of motorized carts upon the public streets within its jurisdiction shall erect signs on every highway which comprises a part of the state highway system at that point on the highway which intersects the corporate limits of the municipality or boundaries of the county. Such signs shall be at least 24 by 30 inches in area and shall warn approaching motorists that motorized carts are authorized for use on public streets. All costs associated with such signs shall be funded entirely by the local governing authority. Ordinances establishing operating standards for motorized carts shall not be effective unless appropriate signs giving notice are posted along the public streets affected as required by this subsection."

SECTION 2.

This Act shall become effective on July 1, 2013.

SECTION 3.

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

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

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

Y Abrams	Y Coomer	Y Hamilton	Y McCall	Y Sims, C
Y Alexander	Y Cooper	Y Harbin	Y Meadows	Y Smith, E
N Allison	Y Dawkins-Haigler	Y Harden	Y Mitchell	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harrell	Y Morgan	Y 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	Y 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	Y 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	Y 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	E Jasperse	Y Powell, J	Y Thomas, A.M.

Y Bruce	Y Epps, J	Y Jones, J	Y Pruett	E Thomas, B
Y Bryant	Y Evans	Y Jones, L	Y Quick	N Turner
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	Y 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	Rynders	Y Willard
E Chapman	Y Glanton	Y Lumsden	Y Scott	Y Williams, A
Y Cheokas	Y Golick	Y Mabra	Y Setzler	Y Williams, C
N 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	E Maxwell	Y Sheldon	Y Yates
Y Cooke	N Gregory	E Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, by substitute, the ayes were 166, nays 6.

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

HB 226. By Representatives Nix of the 69th, Burns of the 159th, Roberts of the 155th, Mosby of the 83rd, Drenner of the 85th and others:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated, relating to solid waste management generally, so as to revise certain requirements related to tire transportation, storage, and disposal; to provide for definitions; to correct cross-references; to provide enforcement authority to certain officers; to require permits and vehicle decals for used tire and scrap tire carriers; to amend Code Section 12-2-2 of the Official Code of Georgia Annotated, relating to general provisions regarding the Environmental Protection Division and Environmental Advisory Council, so as to update effective date of rules and regulations for purposes of criminal law enforcement; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED
AN ACT

To amend Part 1 of Article 2 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated, relating to solid waste management generally, so as to revise certain requirements related to tire transportation, storage, and disposal; to provide for definitions; to correct cross-references; to provide enforcement authority to certain

officers; to require permits and vehicle decals for used tire and scrap tire carriers; to amend Code Section 12-2-2 of the Official Code of Georgia Annotated, relating to general provisions regarding the Environmental Protection Division and Environmental Advisory Council, so as to update effective date of rules and regulations for purposes of criminal law enforcement; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Part 1 of Article 2 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated, relating to solid waste management generally, is amended in Code Section 12-8-22, relating to solid waste management definitions, by revising paragraphs (5), (32), and (39) and adding two new paragraphs to read as follows:

"(4.2) 'Compost' means a stabilized organic material produced by controlled aerobic decomposition that can be used as a soil additive, fertilizer, or growth media.

(5) 'Composting' means the ~~controlled~~ accelerated biological decomposition of organic matter into a stable, odor free humus under controlled aerobic conditions which creates compost."

~~"(32) 'Scrap tire carrier' means any person engaged in picking up or transporting scrap tires for the purpose of removal to a scrap tire processor, end user, or disposal facility~~ Reserved."

"(38.1) 'Tire carrier' means any person engaged in collecting or transporting tires, other than new tires.

(39) 'Tire retailer' means any person, other than a used motor vehicle parts dealer licensed in accordance with Chapter 47 of Title 43, engaged in the business of selling new replacement tires or used tires."

"(40.1) 'Used tire' means a tire which has a minimum of 2/32 inch of road tread and which is still suitable for its original purpose but is no longer new. A tire retailer shall inventory and market used tires in substantially the same fashion as a new tire and be able to provide satisfactory evidence to the division that a market for the tire exists and the tire is in fact being marketed as a used tire. A used tire shall not be considered solid waste."

SECTION 2.

Said part is further amended in Code Section 12-8-23, relating to powers and duties of the board, by revising subparagraph (J) of paragraph (1) as follows:

"(J) Rules and regulations regulating the generation, collection, processing, and disposal of scrap tires and the collection, inventory, and marketing of used tires and governing the investigation and cleanup of sites where scrap tires have been disposed regardless of the date when such disposal occurred; and"

SECTION 3.

Said part is further amended in Code Section 12-8-27.1, relating to the solid waste trust fund, by revising subsection (a) as follows:

"(a) There shall be established the solid waste trust fund. The director shall serve as trustee of the solid waste trust fund. The moneys deposited in such fund pursuant to this Code section, ~~Code Section 12-8-27~~, Code Section 12-8-30.6, and Code Section 12-8-40.1 may be expended by the director, with the approval of the board, for the following purposes:

- (1) To take whatever emergency action is necessary or appropriate to assure that the public health or safety is not threatened whenever there is a release or substantial threat of a release of contaminants from a disposal facility;
- (2) To take preventive or corrective actions where the release of contaminants presents an actual or potential threat to human health or the environment and where the owner or operator has not been identified or is unable or unwilling to perform corrective action, including but not limited to closure and postclosure care of a disposal facility and provisions for providing alternative water supplies;
- (3) To take such actions as may be necessary to monitor and provide postclosure care of any disposal facility, including preventive and corrective actions, without regard to the identity or solvency of the owner thereof, commencing five years after the date of completing closure; and
- (4) To take such actions as may be necessary to implement the provisions of a scrap tire management program in this state, particularly as may be related to the cleanup of scrap tire disposal piles and facilities, regulation of ~~scrap~~ tire carriers and other handlers, and disbursement of grants and loans to cities, counties, and other persons as may be necessary to implement fully the provisions of this part."

SECTION 4.

Said part is further amended in Code Section 12-8-30.8, relating to penalties for solid waste management violations, by adding a new subsection to read as follows:

"(c) Any sheriff, deputy sheriff, or other peace officer or local code enforcement officer shall have the authority to enforce the provisions of subsection (c) of Code Section 12-8-40.1."

SECTION 5.

Said part is further amended by revising Code Section 12-8-40.1, relating to tire disposal restrictions, as follows:

"12-8-40.1.

(a) Effective July 1, 1990, each city, county, or solid waste management authority shall have the right to impose certain restrictions on scrap tires originating in or which may ultimately be disposed of in its area of jurisdiction. These restrictions may include but are not limited to:

- (1) A ban on the disposal of scrap tires at solid waste disposal facilities within its control; and

- (2) A requirement that scrap tires be recycled, shredded, chopped, or otherwise processed in an environmentally sound manner prior to disposal at solid waste disposal facilities owned or operated by the city, county, or authority.
- (b) After December 31, 1994, no person may dispose of scrap tires in a solid waste landfill unless the scrap tires are shredded, chopped, or chipped in accordance with standards established by the board and:
- (1) The director finds that the reuse or recycling of scrap tires is not economically feasible; or
 - (2) The scrap tires are received from a municipal solid waste collector holding a valid solid waste collection permit under authority of this part and who transports fewer than ten scrap tires at any one time; or
 - (3) The scrap tires are received from a person transporting fewer than five scrap tires in combination with the person's own solid waste for disposal.
- (c)(1) ~~No person shall collect or transport scrap any tires, other than new tires, for the purpose of processing or disposal, process scrap tires, or purport to be in the business of collecting, transporting, or processing scrap tires unless the person: has a scrap tire carrier or processor permit issued by the division. For purposes of this paragraph, the term 'process scrap tires' means any method, system, or other treatment designed to change the physical form, size, or chemical content of scrap tires for beneficial use.~~
- (A) Obtains a tire carrier permit issued by the division; and
 - (B) Displays on each vehicle used to collect or transport tires a decal issued by the division; provided, however, that this subparagraph shall not apply to a common carrier that collects tires exclusively from outside this state and transports them directly to a scrap tire processor or end user within this state.
- (2) As a condition of holding a permit to collect ~~scrap~~ or transport tires, each permitted person shall:
- (A) Report to the division in such manner and with such frequency as the division shall require the number of ~~scrap~~ tires transported and the manner of disposition;
 - (B) Maintain financial assurance in accordance with subsection (1) of this Code section; ~~and~~
 - (C) Submit such other data as is determined by the board to be reasonably necessary to protect public health and the environment; ~~and~~
 - (D) Pay to the division a nominal fee for each decal issued.
- (c.1) No person shall process scrap tires unless the person has a scrap tire processing permit issued by the division. For purposes of this subsection, the term 'process scrap tires' means any method, system, or other treatment designed to change the physical form, size, or chemical content of scrap tires for beneficial use.
- (d) Subsection (c) of this Code section shall not apply to:
- (1) A municipal solid waste collector holding a valid solid waste collection permit under authority of this part whose primary business is the collection of municipal solid waste;
 - (2) A private individual transporting no more than ten of the individual's own scrap tires ~~to a scrap tire processor or end user or for proper disposal~~ or a private individual

transporting more than ten tires if such individual can provide proof of purchase with receipt for such tires;

(3) A company transporting the company's own ~~scrap~~ tires to a scrap tire processor or end user or for proper disposal; ~~and~~

(4) A tire retailer transporting its own used tires if such dealer can provide proof of purchase with receipt for all used tires being transported and a document verifying the origin, route, and destination of such used tires;

(5) Any person transporting tires collected as part of an organized site cleanup activity; and

~~(4)(6)~~ The United States, the State of Georgia, any county, municipality, or public authority.

(e) After July 1, 1992, any person who generates scrap tires shall:

(1) Notify the division of such activities, requesting the issuance of an identification number, which number shall be used on scrap tire shipment manifests;

(2) Have the scrap tires collected and transported by persons in compliance with subsection (c) of this Code section;

(3) Maintain receipts indicating the disposition of the scrap tires;

(4) Maintain receipts indicating the permit number and name of the ~~scrap~~ tire carrier to whom the tires were given;

(5) Maintain receipts indicating the disposal site or processing facility where the scrap tires were taken including the date of such disposal and the number of scrap tires; and

(6) Provide such other information as the board shall require and for such period of time as the board deems appropriate.

(f) No person may store more than ~~400~~ 25 scrap tires anywhere in this state. Any person storing in excess of ~~400~~ 25 scrap tires shall be deemed to be in violation of this part.

(g) Subsection (f) of this Code section shall not apply to any of the following:

(1) A solid waste disposal site permitted by the division if the permit authorizes the storage of scrap tires prior to their disposal;

(2) A tire retailer with not more than ~~3,000~~ 1,500 scrap tires in storage;

(3) A tire retreader with not more than ~~4,500~~ 3,000 scrap tires in storage so long as the scrap tires are of the type the retreader is actively retreading;

~~An auto salvage yard~~ A licensed used motor vehicle parts dealer or registered secondary metals recycler with not more than 500 scrap tires in storage; and

(5) A scrap tire processor approved by the division so long as the number of scrap tires in storage do not exceed the quantity approved by the division

if all of the scrap tires are secured in a locked enclosure or are otherwise adequately secured in a manner suitable to prevent unauthorized access; provided, however, that the division may grant a waiver of the enclosure requirement if the person requesting the waiver can definitively show a significant and unique economic hardship which impairs such person's ability to continue operating his or her business.

(h)(1) Beginning July 1, 1992, a fee is imposed upon the retail sale of all new replacement tires in this state of \$1.00 per tire sold. The fee shall be collected by retail dealers at the time the retail dealer sells a new replacement tire to the ultimate consumer; provided, however, that a Georgia tire distributor who sells tires to retail dealers must collect such fees from any retail dealer who does not have a valid scrap tire generator identification number issued by the division. The fee and any required reports shall be remitted not less than quarterly on such forms as may be prescribed by the division. The division is authorized to contract with the Department of Revenue to, and the Department of Revenue is authorized to, collect such fees on behalf of the division. All fees received shall be deposited into the state treasury to the account of the general fund in accordance with the provisions of Code Section 45-12-92. All moneys deposited into the solid waste trust fund shall be deemed expended and contractually obligated and shall not lapse to the general fund.

(2) In collecting, reporting, and paying the fees due under this subsection, each distributor or retailer shall be allowed the following deductions, but only if the amount due was not delinquent at the time of payment:

(A) A deduction of 3 percent of the first \$3,000.00 of the total amount of all fees reported due on such report; and

(B) A deduction of one-half of 1 percent of that portion exceeding \$3,000.00 of the total amount of all fees reported due on such report.

(3) The tire fees authorized in this subsection shall cease to be collected on June 30, 2014. The director shall make an annual report to the House Committee on Natural Resources and Environment and the Senate Natural Resources and the Environment Committee regarding the status of the activities funded by the solid waste trust fund.

(i)(1) The division may abate any threat or potential threat to public health or the environment created or which could be created by scrap tires or other scrap tire materials by removing or processing the scrap tires or other scrap tire materials. Before taking any action to abate the threat or potential threat, the division shall give any person having the care, custody, or control of the scrap tires or materials or owning the property upon which the scrap tires or materials are located notice of the division's intentions and order the responsible party to abate the threat or potential threat in a manner approved by the division. Such order shall be issued in accordance with Code Section 12-8-30.

(2) If the responsible party is unable or unwilling to comply with such order or if no person who has contributed or is contributing to the scrap tires or scrap tire materials which are to be abated can be found, the director may undertake cleanup of the site utilizing funds from the solid waste trust fund.

(3) The division or its contractors may enter upon the property of any person at such time and in such manner as deemed necessary to effectuate the necessary corrective action to protect human health and the environment.

(4) Neither the State of Georgia nor the solid waste trust fund established in Code Section 12-8-27.1 shall be liable for any loss of business, damages, or taking of property associated with the corrective action.

- (5) The division may bring an action or proceeding against the property owner or the person having possession, care, custody, or control of the scrap tires or other scrap tire materials to enforce the corrective action order issued under Code Section 12-8-30 and recover any reasonable and necessary expenses incurred by the division for corrective action, including administrative and legal expenses. The division's certification of expenses shall be prima-facie evidence that the expenses are reasonable and necessary. Notwithstanding any other provision of this subsection, any generator of scrap tires who is identified as being a contributor to the materials which are the object of the abatement and who can document that he or she has fully complied with this part and all rules promulgated pursuant to this part in disposing of such scrap tires shall not be liable for any of the cost of recovery actions of the abatement.
- (6) Nothing in this part shall affect the right of any municipality or county to abate or clean up scrap tires or scrap tire materials which are a threat or potential threat to human health or the environment. The division may reimburse such local governments for such actions in accordance with procedures approved by the board.
- (j) Except for the purposes of scrap tire corrective actions, the provisions of this Code section do not apply to:
- (1) Tires with a rim size less than 12 inches;
 - (2) Tires from:
 - (A) Any device moved exclusively by human power; or
 - (B) Any device used exclusively for agricultural purposes, except a farm truck; or
 - (3) A retreadable casing while under the control of a tire retreader or while being delivered to a retreader.
- (k) The director shall be authorized to order the cessation of operation of any ~~scrap~~ tire carrier or scrap tire processor who is found not to be operating in compliance with this part or rules adopted pursuant to this part and the seizure of all property used in such unlawful operations; provided, however, that the ~~scrap~~ tire carrier or scrap tire processor shall be afforded a hearing within 48 hours before an administrative law judge of the Department of Natural Resources upon such order of the director.
- (1)(1) A surety bond shall be provided to the director by a ~~scrap~~ tire carrier or scrap tire processor prior to issuance of a permit ~~for collecting or processing scrap tires~~ to ensure compliance with the provisions of this part.
 - (2) The bond required in this subsection shall be:
 - (A) Conditioned upon compliance with this part, any rules adopted pursuant to this part, and the carrier's or processor's permit; and
 - (B) In such amount as determined by the director necessary to ensure compliance, but in any event not to exceed ~~\$25,000.00~~ less than \$10,000.00 nor greater than \$20,000.00.
 - (3) Such bond shall be payable to the director and issued by an insurance company authorized to issue such bonds in this state.

(4) Upon a determination by the director that a ~~serap~~ tire carrier or scrap tire processor has failed to meet the provisions of this part, rules promulgated pursuant to this part, or its permit, the director may, after written notice of such failure:

(A) Forfeit or draw that amount of such bond that the director determines necessary to correct the violation;

(B) Expend such amount for such purposes; and

(C) Require the replacement of that amount of such bond forfeited or drawn upon.

(5) Any moneys received by the director in accordance with paragraph (4) of this subsection shall be deposited into the solid waste trust fund established in Code Section 12-8-27.1."

SECTION 6.

Code Section 12-2-2 of the Official Code of Georgia Annotated, relating to general provisions regarding the Environmental Protection Division and Environmental Advisory Council, is amended by revising paragraph (5) of subsection (c) as follows:

"(5) Notwithstanding any other law to the contrary, for purposes of establishing criminal violations of the standards, rules, and regulations promulgated by the Board of Natural Resources as provided in this title, the term 'standards, rules, and regulations' shall mean those standards, rules, and regulations of the Board of Natural Resources in force and effect on January 1, ~~1998~~ 2013."

SECTION 7.

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	N McCall	Y Sims, C
N Alexander	Y Cooper	Harbin	Y Meadows	Y Smith, E
N Allison	N Dawkins-Haigler	Y Harden	Y Mitchell	Y Smith, L
N Anderson	N Deffenbaugh	N Harrell	Y Morgan	Y Smith, M
N Atwood	Y Dempsey	Y Hatchett	Y Morris	Y Smith, R
Y Ballinger	Y Dickerson	Y Hawkins	Y Mosby	Y Smyre
N Barr	Y Dickey	Y Henson	Y Murphy	N Spencer
Y Battles	Y Dickson	Y Hightower	Y Neal	Y Stephens, M
Y Beasley-Teague	Y Dollar	N Hill	Y Nimmer	Y Stephens, R
Y Bell	Y Douglas	Y Hitchens	Y Nix	N Stephenson
N Bennett	Y Drenner	Y Holcomb	Y Oliver	Y Stovall
Y Bentley	Y Dudgeon	Y Holmes	Y O'Neal	Y Strickland
Y Benton	Y Dukes	N Holt	N Pak	Y Talton
Y Beverly	Y Dunahoo	Y Houston	Y Parrish	Y Tankersley
N Black	Y Duncan	Y Howard	Y Parsons	Y Tanner
N Braddock	Y Dutton	Y Hugley	Y Peake	Y Taylor, D
Y Broadrick	Y Ehrhart	Y Jackson	Y Pezold	Y Taylor, T

Y Brockway	Y England	Y Jacobs	N Powell, A	N Teasley
Y Brooks	Y Epps, C	E Jasperse	Y Powell, J	Y Thomas, A.M.
Y Bruce	Y Epps, J	Y Jones, J	Y Pruet	E Thomas, B
Y Bryant	Y Evans	N Jones, L	N Quick	N Turner
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	Y 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	N Welch
Y Carter	Y Fullerton	N Kidd	Y Rogers, C	Y Weldon
N Casas	Y Gardner	Y Kirby	N Rogers, T	Y Wilkerson
Y Chandler	N Gasaway	Y Knight	Y Rutledge	Y Wilkinson
Y Channell	Y Geisinger	Y Lindsey	Rynders	Y Willard
E Chapman	Y Glanton	Y Lumsden	Y Scott	Y Williams, A
Y Cheokas	Y Golick	N Mabra	N Setzler	Y Williams, C
N Clark, J	Y Gordon	Y Marin	Y Sharper	Y Williams, E
Y Clark, V	N Gravley	Y Martin	Y Shaw	Y Williamson
Y Coleman	Y Greene	Y Maxwell	N Sheldon	Y Yates
Y Cooke	N Gregory	E Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, by substitute, the ayes were 139, nays 33.

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

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

HB 287. By Representatives Hatchett of the 150th, Coomer of the 14th, Nimmer of the 178th, Ehrhart of the 36th, England of the 116th and others:

A BILL to be entitled an Act to reassign the Division of Archives and History of the Office of the Secretary of State and transfer governance thereof to the Board of Regents of the University System of Georgia; to amend Article 2 of Chapter 3 of Title 20 and Chapter 13 of Title 45 of the O.C.G.A., relating to the board of regents and University System of Georgia and the Secretary of State; to amend Code Section 9-11-29.1 of the O.C.G.A., relating to the retention of depositions and other discovery materials; to amend Code Section 45-11-1 of the O.C.G.A., relating to offenses involving public records, documents, and other items; to amend Article 5 of Chapter 18 of Title 50, relating to state records management; to amend various provisions of the O.C.G.A.; to provide for related matters; to repeal conflicting laws; and for other purposes.

Representative McCall of the 33rd District, Chairman of the Committee on Agriculture and Consumer Affairs, submitted the following report:

Mr. Speaker:

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

HB 268	Do Pass, by Substitute	HB 297	Do Pass
HB 298	Do Pass, by Substitute	SB 81	Do Pass

Respectfully submitted,
/s/ McCall of the 33rd
Chairman

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

HB 302. By Representatives Broadrick of the 4th, Harden of the 148th, Stephens of the 164th, Parrish of the 158th, Watson of the 166th and others:

A BILL to be entitled an Act to amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, so as to add substances included under Schedule I controlled substances; to add substances included under Schedule III controlled substances; to revise drugs and substances identified as dangerous drugs; to revise exceptions to and exemptions from drugs and substances identified as dangerous drugs; to provide for related matters; to repeal conflicting laws; to provide for an effective date; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED
AN ACT

To amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, so as to add substances included under Schedule I controlled substances; to add substances included under Schedule III controlled substances; to revise drugs and substances identified as dangerous drugs; to revise exceptions to and exemptions from drugs and substances identified as dangerous drugs; to provide for related matters; to repeal conflicting laws; to provide for an effective date; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, is amended by revising and adding new subparagraphs to paragraph (3) of Code Section 16-13-25, relating to Schedule I controlled substances, to read as follows:

"(HH) MPPP (1 Methyl 4 Phenyl 4 Propionoxypiperidine) Reserved;"

"(HHH) 4-iodo-2,5-dimethoxyphenethylamine (2C-I);

(III) 4-chloro-2,5-dimethoxyphenethylamine (2C-C);

(JJJ) 4-iodo-2,5-dimethoxy-N-[(2-methoxyphenyl)methyl]-benzeneethanamine (25I-NBOMe);

(KKK) 4-chloro-2,5-dimethoxy-N-[(2-methoxyphenyl)methyl]-benzeneethanamine (25C-NBOMe);

(LLL) 4-bromo-2,5-dimethoxy-N-[(2-methoxyphenyl)methyl]-benzeneethanamine (25B-NBOMe);

(MMM) N,N-Diallyl-5-Methoxytryptamine (5-MeO-DALT);"

SECTION 2.

Said chapter is further amended by adding new subparagraphs to paragraph (6) of Code Section 16-13-27, relating to Schedule III controlled substances, to read as follows:

"(N.5) Methasterone;"

"(V.5) Prostanazol;"

SECTION 3.

Said chapter is further amended by adding new paragraphs to subsection (b) of Code Section 16-13-71, relating to defining dangerous drugs, to read as follows:

".(042) Abiraterone;"

"(12.5) Acridinium bromide;"

"(62.05) Apixaban;"

"(69.1) Avanafil;"

"(69.3) Axitinib;"

"(77.5) Bedaquiline;"

"(105.6) Bosutinib;"

"(122.7) Cabozantinib;"

"(142.7) Carfilzomib;"

"(190.5) Choline C 11;"

"(207.5) Cobicistat;"

"(217.9) Crofelemer;"

"(331.065) Elvitegravir;"

"(332.87) Enzalutamide;"

"(388.3) Florbetapir F 18;"

"(416.5) Glucarpidase;"

"(426) Gonadotropin, ~~Chromic~~ Chorionic;"

(427) Gonadotropin, ~~Chorionic~~ Chorionic, Anti-human serum;"
 "(473.5) Ingenol mebutate;"
 "(506.75) Ivacaftor;"
 "(520.3) Linaclotide;"
 "(528.7) Lomitapide;"
 "(529.93) Lorcaserin hydrochloride;"
 "(530.8) Lucinactant;"
 "(619.1) Mirabegron;"
 "(661.3) Ocriplasmin;"
 "(671) Oxybutynin – see exceptions;"
 "(663.35) Omacetaxine mepesuccinate;"
 "(692.25) Pasereotide;"
 "(692.513) Peginesatide;"
 "(703.43) Perampanel;"
 "(706.5) Pertuzumab;"
 "(752.1) Ponatinib;"
 "(832.1) Raxibacumab;"
 "(832.7) Regorafenib;"
 "(873.8) Sodium picosulfate;"
 "(930.93) Tafluprost;"
 "(930.97) Taglilglucerase alfa;"
 "(931.37) Tbo-filgrastim;"
 "(931.53) Teduglutide;"
 "(932.2) Teriflunomide;"
 "(969.8) Tofacitinib;"
 "(1034.5) Vismodegib;"
 "(1042.78) Ziv-aflibercept;"

SECTION 4.

Said chapter is further amended by adding a new paragraph to subsection (c) of Code Section 16-13-71, relating to defining dangerous drugs, to read as follows:

"(16.97) Oxybutynin – when a single dose is delivered as 3.9 mg. per day using a transdermal system patch;"

SECTION 5.

Said chapter is further amended by revising paragraph (26) of subsection (c) of Code Section 16-13-71, relating to defining dangerous drugs, to read as follows:

"(26) ~~Tetrahydrozoline~~ Tetrahydrozoline for ophthalmic or topical use;"

SECTION 6.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 7.

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	Y McCall	Y Sims, C
Y Alexander	Y Cooper	Y Harbin	Y Meadows	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harden	Y Mitchell	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harrell	Y Morgan	Y Smith, M
Y Atwood	Y Dempsey	Y Hatchett	Y Morris	Y Smith, R
Y Ballinger	Y Dickerson	Y Hawkins	Mosby	Y Smyre
Y Barr	Y Dickey	Y Henson	Y Murphy	Y Spencer
Y Battles	Y Dickson	Y Hightower	Y Neal	Y Stephens, M
Y Beasley-Teague	Dollar	Y Hill	Y Nimmer	Y Stephens, R
Y Bell	Y Douglas	Y Hitchens	Y Nix	Y 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	Y 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	E Jasperse	Y Powell, J	Y Thomas, A.M.
Y Bruce	Y Epps, J	Y Jones, J	Y Pruett	E Thomas, B
Y Bryant	Y Evans	Y Jones, L	Y Quick	Y Turner
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	Y 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
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	Martin	Y Shaw	Y Williamson
Y Coleman	Y Greene	Y Maxwell	Y Sheldon	Yates
Y Cooke	N Gregory	E Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, by substitute, the ayes were 169, nays 1.

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

HB 315. By Representatives Cooper of the 43rd, Clark of the 101st, Rynders of the 152nd, Kaiser of the 59th, Jones of the 53rd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 26 of Title 43 of the Official Code of Georgia Annotated, relating to registered professional nurses, so as to provide for continuing competency requirements as a requirement for license renewal; to provide for inactive licenses; 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	Y McCall	Y Sims, C
Y Alexander	Y Cooper	Y Harbin	Y Meadows	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harden	Y Mitchell	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harrell	Y Morgan	Y 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	Y 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	Nix	Y Stephenson
Y Bennett	Y Drenner	Y Holcomb	Oliver	Y Stovall
Y Bentley	Y Dudgeon	Y Holmes	Y O'Neal	Y Strickland
Y Benton	Y Dukes	Y Holt	Y Pak	N 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	Y 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	E Jasperse	Y Powell, J	Y Thomas, A.M.
Y Bruce	Y Epps, J	Y Jones, J	Y Pruett	E Thomas, B
Y Bryant	Y Evans	Y Jones, L	Y Quick	Y Turner
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	Y 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	N Gregory	Y Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, the ayes were 172, nays 2.

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

House of Representatives
State Capitol, Room 131
Atlanta, Georgia 30334

February 27, 2013

Robbie Rivers:

I would like to change my vote on HB 315 from NO to Yes; I unintentionally hit the wrong button.

Sincerely,

/s/ Willie Talton
State Representative
District 147

HB 252. By Representatives Quick of the 117th, Williams of the 119th and Frye of the 118th:

A BILL to be entitled an Act to provide that future elections for the office of chief magistrate judge of the magistrate court of Athens-Clarke County shall be nonpartisan elections held at the time of certain general primary elections; to provide for submission of this Act under the federal Voting Rights Act of 1965, as amended; 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	N Coomer	Y Hamilton	McCall	Y Sims, C
Y Alexander	Y Cooper	Y Harbin	Y Meadows	N Smith, E
Y Allison	N Dawkins-Haigler	Y Harden	Y Mitchell	Y Smith, L
Y Anderson	Y Deffenbaugh	N Harrell	Y Morgan	Y Smith, M
Y Atwood	Y Dempsey	Y Hatchett	Y Morris	Y Smith, R
Y Ballinger	Y Dickerson	N Hawkins	N Mosby	Y Smyre
N Barr	Y Dickey	N Henson	Y Murphy	Y Spencer
Y Battles	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	N Nix	N Stephenson
N Bennett	N 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	N Dunahoo	Y Houston	Y Parrish	Y Tankersley
Y Black	Y Duncan	Y Howard	Y Parsons	Y Tanner
N Braddock	Y Dutton	Y Hugley	Y Peake	Y Taylor, D
Y Broadrick	N Ehrhart	Y Jackson	Y Pezold	Y Taylor, T
Y Brockway	Y England	Y Jacobs	Y Powell, A	N Teasley
Y Brooks	Y Epps, C	E Jasperse	Y Powell, J	Y Thomas, A.M.
Y Bruce	Y Epps, J	Y Jones, J	Y Pruett	E Thomas, B
Y Bryant	Y Evans	Y Jones, L	Y Quick	Y Turner
Y Buckner	Y Fleming	Y Jones, S	Y Ramsey	VACANT
Y Burns	Y Floyd	N Jordan	N Randall	Y Waites
Y Caldwell, J	Y Fludd	Y 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	N 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	N Scott	Y Williams, A
Y Cheokas	Y Golick	Y 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	Williamson
Y Coleman	Y Greene	N 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 150, nays 23.

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

HR 205. By Representatives Neal of the 2nd, Kidd of the 145th, Cheokas of the 138th, Dunahoo of the 30th and Hill of the 22nd:

A RESOLUTION authorizing the conveyance of certain state owned real property; to provide an effective date; and for other purposes.

The report of the Committee, which was favorable to the adoption of the Resolution, was agreed to.

On the adoption of the Resolution, the roll call was ordered and the vote was as follows:

Y Abrams	Y Coomer	Y Hamilton	Y McCall	Y Sims, C
Y Alexander	Y Cooper	Y Harbin	Y Meadows	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harden	Y Mitchell	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harrell	Y Morgan	Y 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	Y 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	Y 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	Y 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	E Jasperse	Y Powell, J	Y Thomas, A.M.
Y Bruce	Y Epps, J	Y Jones, J	Y Pruet	E Thomas, B
Y Bryant	Y Evans	Y Jones, L	Y Quick	Y Turner
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	Y 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	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	Williamson
Y Coleman	Y Greene	Y Maxwell	Y Sheldon	Y Yates
Y Cooke	Y Gregory	Y Mayo	Y Sims, B	Ralston, Speaker

On the adoption of the Resolution, the ayes were 174, nays 0.

The Resolution, having received the requisite constitutional majority, was adopted.

HB 187. By Representatives Dickerson of the 113th, Holt of the 112th, Welch of the 110th, Rutledge of the 109th, Stephenson of the 90th and others:

A BILL to be entitled an Act to amend Code Section 16-13-32.6 of the Official Code of Georgia Annotated, relating to manufacturing, distributing, dispensing, or possessing with intent to distribute controlled substances or marijuana in, on, or within drug-free commercial zones, so as to change the date of incorporation of local ordinances by reference; 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	Y McCall	Y Sims, C
Y Alexander	Y Cooper	Y Harbin	Meadows	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harden	Y Mitchell	Y Smith, L
Y Anderson	Y Deffenbaugh	N Harrell	Y Morgan	Y 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	Y 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	Y 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	Houston	Y Parrish	Y Tankersley
Y Black	Y Duncan	Y Howard	Y Parsons	Y Tanner
Y Braddock	Y Dutton	Y 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	E Jasperse	Y Powell, J	Y Thomas, A.M.
Y Bruce	Y Epps, J	Y Jones, J	Y Pruett	E Thomas, B
Y Bryant	Y Evans	Y Jones, L	Y Quick	Y Turner
Y Buckner	Y Fleming	Y Jones, S	Ramsey	VACANT
Y Burns	Y Floyd	Y Jordan	Y Randall	Y Waites
Y Caldwell, J	Y Fludd	Y 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	N Gregory	Y Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, the ayes were 171, nays 2.

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

HB 141. By Representatives Lindsey of the 54th, Morgan of the 39th, Brockway of the 102nd, Kaiser of the 59th and Jones of the 53rd:

A BILL to be entitled an Act to amend Article 3 of Chapter 5 of Title 16 of the Official Code of Georgia Annotated, relating to kidnapping, false imprisonment, and related offenses, so as to require certain businesses and establishments post a model notice so as to enable persons who are the subject of human trafficking to obtain help and services; to provide for the Department of Public Safety to develop and post the model notice on its

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

The following Committee substitute was read:

A BILL TO BE ENTITLED
AN ACT

To amend Article 3 of Chapter 5 of Title 16 of the Official Code of Georgia Annotated, relating to kidnapping, false imprisonment, and related offenses, so as to require certain businesses and establishments post a model notice so as to enable persons who are the subject of human trafficking to obtain help and services; to provide for the Georgia Bureau of Investigation to develop and post the model notice on its website; to provide for penalties; to provide an expiration date for the Act; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 3 of Chapter 5 of Title 16 of the Official Code of Georgia Annotated, relating to kidnapping, false imprisonment, and related offenses, is amended by adding a new Code section to read as follows:

"16-5-47.

(a) As used in this Code section, the term:

(1) 'Adult entertainment establishment' means any place of business or commercial establishment wherein:

(A) The entertainment or activity therein consists of nude or substantially nude persons dancing with or without music or engaged in movements of a sexual nature or movements simulating sexual intercourse, oral copulation, sodomy, or masturbation; (B) The patron directly or indirectly is charged a fee or required to make a purchase in order to view entertainment or activity which consists of persons exhibiting or modeling lingerie or similar undergarments; or

(C) The patron directly or indirectly is charged a fee to engage in personal contact by employees, devices, or equipment, or by personnel provided by the establishment.

Such term shall include, but shall not be limited to, bathhouses, lingerie modeling studios, and related or similar activities. Such term shall not include businesses or commercial establishments which have as their sole purpose the improvement of health and physical fitness through special equipment and facilities, rather than entertainment.

(2) 'Bar' means an establishment that is devoted to the serving of alcoholic beverages for consumption by guests on the premises and in which the serving of food is only

incidental to the consumption of those beverages, including, but not limited to, taverns, nightclubs, cocktail lounges, and cabarets.

(3) 'Day hauler' means any person who is employed by a farm labor contractor to transport, or who for a fee transports, by motor vehicle, workers to render personal services in connection with the production of any farm products to, for, or under the direction of a third person.

(4) 'Farm labor contractor' means any person who, for a fee, employs workers to render personal services in connection with the production of any farm products to, for, or under the direction of a third person, or who recruits, solicits, supplies, or hires workers on behalf of an employer engaged in the growing or producing of farm products, and who, for a fee, provides in connection therewith one or more of the following services: furnishes board, lodging, or transportation for those workers; supervises, times, checks, counts, weighs, or otherwise directs or measures their work; or disburses wage payments to such persons.

(5) 'Hotel' means any hotel, inn, or other establishment which offers overnight accommodations to the public for hire.

(6) 'Massage therapist' means a person licensed pursuant to Chapter 24A of Title 43.

(7) 'Primary airport' shall have the same meaning as set forth in 49 U.S.C. Section 47102(16).

(8) 'Substantially nude' means dressed in a manner so as to display any portion of the female breast below the top of the areola or displaying any portion of any person's pubic hair, anus, cleft of the buttocks, vulva, or genitals.

(9) 'Truck stop' means a privately owned and operated facility that provides food, fuel, shower or other sanitary facilities, and lawful overnight truck parking.

(b) Effective September 15, 2013, the following businesses and other establishments shall post the notice described in subsection (c) of this Code section, or a substantially similar notice, in English, Spanish, and any other language deemed appropriate by the director of the Georgia Bureau of Investigation, in each public restroom for the business or establishment and either in a conspicuous place near the public entrance of the business or establishment or in another conspicuous location in clear view of the public and employees where similar notices are customarily posted:

(1) Adult entertainment establishments;

(2) Bars;

(3) Primary airports;

(4) Passenger rail or light rail stations;

(5) Bus stations;

(6) Truck stops;

(7) Emergency rooms within general acute care hospitals;

(8) Urgent care centers;

(9) Farm labor contractors and day haulers;

(10) Privately operated job recruitment centers;

(11) Safety rest areas located along interstate highways in this state;

(12) Hotels; and

(13) Businesses and establishments that offer massage or bodywork services by a person who is not a massage therapist.

(c) On or before August 1, 2013, the Georgia Bureau of Investigation shall develop a model notice that complies with the requirements of this subsection and make the model notice available for download on its Internet website. Such notice shall be at least 8 1/2 inches by 11 inches in size, printed in a 16 point font in English, Spanish, and any other language deemed appropriate by the director of the Georgia Bureau of Investigation, and state the following:

'Are you or someone you know being sold for sex or made/forced to work for little or no pay and cannot leave? Call the National Human Trafficking Resource Center at 1-888-373-7888 for help. All victims of slavery and human trafficking have rights and are protected by international, federal, and state law.

The hotline is:

- (1) Anonymous and confidential;
- (2) Available 24 hours a day, seven days a week;
- (3) Able to provide help, referral to services, training, and general information;
- (4) Accessible in 170 languages;
- (5) Operated by a nonprofit, nongovernmental organization; and
- (6) Toll free.'

(d) A law enforcement officer shall notify, in writing, any business or establishment that has failed to comply with this Code section that it has failed to comply with the requirements of this Code section and if it does not correct the violation within 30 days from the date of receipt of the notice, the owner of such business or establishment shall be charged with a violation of this Code section and upon conviction shall be guilty of the misdemeanor offense of failure to post the National Human Trafficking Resource Center hotline number and may be punished by a fine of not more than \$500.00; but the provisions of Chapter 11 of Title 17 and any other provision of law to the contrary notwithstanding, the costs of such prosecution shall not be taxed nor shall any additional penalty, fee, or surcharge to a fine for such offense be assessed against an owner for conviction thereof. Upon a second or subsequent conviction, the owner shall be guilty of a high and aggravated misdemeanor and shall be punished by a fine not to exceed \$5,000.00. The notice required by this subsection may be hand delivered to the noncomplying business or establishment or mailed to it at the address of such business or establishment.

(e) This Code section shall be repealed in its entirety on January 1, 2024, unless extended by an Act of the General Assembly."

SECTION 2.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 3.

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

The following amendments were read and adopted:

Representative Roberts of the 155th et al. offer the following amendment:

Amend the substitute to HB 141 (LC 29 5533S) by revising line 36 to read as follows:
direction of a third person. Such term shall not include a person who produces agricultural products as provided for under paragraph (2) of subsection (a) of Code Section 48-8-3.3.

By revising line 44 to read as follows:
to such persons. Such term shall not include a person who produces agricultural products as provided for under paragraph (2) of subsection (a) of Code Section 48-8-3.3.

Representatives Setzler of the 35th, Roberts of the 155th, and Golick of the 40th offer the following amendment:

Amend the House Committee on Judiciary, Non-civil substitute to HB 141 (LC 29 5533S) by replacing "2024" with "2019" on line 107.

The following amendment was read:

Representatives Pezold of the 133rd and Caldwell of the 20th offer the following amendment:

Amend the substitute to HB 141(LC 29 5533S) by striking line 55 and inserting in lieu thereof the following:
(b) Effective September 15, 2013, the following businesses and other establishments may

On the adoption of the amendment, the roll call was ordered and the vote was as follows:

N Abrams	N Coomer	N Hamilton	N McCall	N Sims, C
N Alexander	N Cooper	N Harbin	N Meadows	N Smith, E
N Allison	N Dawkins-Haigler	N Harden	N Mitchell	N Smith, L
N Anderson	N Deffenbaugh	Y Harrell	N Morgan	N Smith, M
N Atwood	N Dempsey	N Hatchett	N Morris	N Smith, R
N Ballinger	N Dickerson	N Hawkins	N Mosby	N Smyre
N Barr	N Dickey	N Henson	N Murphy	Y Spencer
N Battles	N Dickson	N Hightower	N Neal	N Stephens, M
N Beasley-Teague	N Dollar	N Hill	N Nimmer	N Stephens, R
N Bell	N Douglas	N Hitchens	N Nix	N Stephenson
N Bennett	N Drenner	N Holcomb	N Oliver	N Stovall
N Bentley	N Dudgeon	Holmes	N O'Neal	N Strickland
N Benton	N Dukes	N Holt	N Pak	N Talton

N Beverly	N Dunahoo	N Houston	N Parrish	N Tankersley
N Black	N Duncan	N Howard	N Parsons	N Tanner
N Braddock	Y Dutton	N Hugley	N Peake	N Taylor, D
N Broadrick	N Ehrhart	N Jackson	Y Pezold	N Taylor, T
N Brockway	N England	N Jacobs	N Powell, A	N Teasley
N Brooks	N Epps, C	E Jasperse	N Powell, J	N Thomas, A.M.
N Bruce	N Epps, J	N Jones, J	N Pruett	E Thomas, B
N Bryant	N Evans	Y Jones, L	N Quick	N Turner
N Buckner	N Fleming	N Jones, S	N Ramsey	VACANT
N Burns	N Floyd	N Jordan	N Randall	N Waites
N Caldwell, J	N Fludd	N Kaiser	N Rice	N Watson, B
Y Caldwell, M	N Frazier	N Kelley	N Riley	N Watson, S
N Carson	N Frye	N Kendrick	N Roberts	N Welch
N Carter	N Fullerton	N Kidd	Rogers, C	N Weldon
N Casas	N Gardner	Kirby	N Rogers, T	N Wilkinson
N Chandler	N Gasaway	N Knight	N Rutledge	N Wilkinson
N Channell	N Geisinger	N Lindsey	N Rynders	N Willard
N Chapman	N Glanton	N Lumsden	N Scott	N Williams, A
N Cheokas	N Golick	N Mabra	Y Setzler	N Williams, C
N Clark, J	N Gordon	N Marin	N Sharper	N Williams, E
N Clark, V	N Gravley	N Martin	N Shaw	N Williamson
N Coleman	N Greene	E Maxwell	N Sheldon	N Yates
Y Cooke	Y Gregory	N Mayo	N Sims, B	Ralston, Speaker

On the adoption of the amendment, the ayes were 9, nays 163.

The amendment was lost.

The Committee substitute, as amended, was adopted.

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

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

Y Abrams	Y Coomer	Y Hamilton	Y McCall	Y Sims, C
Y Alexander	Y Cooper	Y Harbin	Y Meadows	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harden	Y Mitchell	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harrell	Y Morgan	Y 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	Y 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	Y 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	Y 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	E Jasperse	Y Powell, J	Y Thomas, A.M.
Y Bruce	Y Epps, J	Y Jones, J	Y Pruett	E Thomas, B
Y Bryant	Y Evans	Y Jones, L	Y Quick	Y Turner
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	Y 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	Gardner	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 Glick	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	Shaw	Y Williamson
Y Coleman	Y Greene	E Maxwell	Y Sheldon	Y Yates
Y Cooke	N Gregory	Y Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, by substitute, as amended, the ayes were 171, nays 1.

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

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

HR 514. By Representatives Stephens of the 164th, Stephens of the 165th, Gordon of the 163rd, Hitchens of the 161st and Watson of the 166th:

A RESOLUTION recognizing and honoring the members of the St. Patrick's Day Parade Committee, Chairman Brendan T. Sheehan and the Grand Marshal of the 2013 St. Patrick's Day Parade, James A. Ray on the upcoming occasion of the 2013 St. Patrick's Day Parade in Savannah, Georgia and inviting them to appear before 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 414. By Representatives Chandler of the 105th, Hugley of the 136th, Abrams of the 89th, Rutledge of the 109th, Caldwell of the 131st and others:

A RESOLUTION recognizing and commending the unique contribution of professional school counselors within our school systems and inviting

Barbara Strickland, President of the Georgia School Counselors Association; Gail Smith; Julie Hartline; Robin Zorn; and Shellie Caplinger to be recognized by the House of Representatives; and for other purposes

HR 504. By Representatives Neal of the 2nd and Deffenbaugh of the 1st:

A RESOLUTION recognizing the Gordon Lee Memorial High School Lady Trojan softball team and inviting them to be recognized by the House of Representatives; and for other purposes.

The following Resolutions of the House were read and adopted:

HR 515. By Representatives Carson of the 46th, Parsons of the 44th and Williamson of the 115th:

A RESOLUTION congratulating Carrie Elizabeth Trimble and Jason Matthew Walker on the occasion of their wedding; and for other purposes.

HR 516. By Representative Kirby of the 114th:

A RESOLUTION congratulating the Loganville Middle School Lady Red Devils Basketball Team on winning the 2013 Piedmont Athletic Conference Championship; and for other purposes.

HR 517. By Representatives Hamilton of the 24th, Hill of the 22nd, Duncan of the 26th, Tanner of the 9th and Dudgeon of the 25th:

A RESOLUTION recognizing and commending Chairman J. Ethan Underwood on the occasion of his retirement; and for other purposes.

HR 518. By Representatives Jasperse of the 11th, Meadows of the 5th and Dickson of the 6th:

A RESOLUTION recognizing and commending Jeff Stancil; and for other purposes.

HR 519. By Representatives Taylor of the 173rd, Carter of the 175th, Watson of the 172nd, McCall of the 33rd, Roberts of the 155th and others:

A RESOLUTION recognizing and commending Senator John D. Bulloch, Jr., on his outstanding achievements; and for other purposes.

- HR 520. By Representatives Scott of the 76th and Mosby of the 83rd:
A RESOLUTION commending Ms. Malissa Brinson, Oakview Elementary School's 2012-2013 Teacher of the Year; and for other purposes.
- HR 521. By Representatives Gardner of the 57th and Golick of the 40th:
A RESOLUTION recognizing and commending Dr. Jennifer Kelly; and for other purposes.
- HR 522. By Representatives Gardner of the 57th and O`Neal of the 146th:
A RESOLUTION recognizing and commending Dr. Don Meck; and for other purposes.
- HR 523. By Representatives Golick of the 40th, Evans of the 42nd, Cooper of the 43rd, Dollar of the 45th, Parsons of the 44th and others:
A RESOLUTION honoring the Cumberland Community Improvement District; and for other purposes.
- HR 524. By Representatives Mosby of the 83rd and Stephenson of the 90th:
A RESOLUTION commending the social work profession and recognizing March, 2013, as Professional Social Work Month at the state capitol; and for other purposes.
- HR 525. By Representative McCall of the 33rd:
A RESOLUTION recognizing and commending William Alexander Bradford for his exemplary patriotism; and for other purposes.
- HR 526. By Representatives Oliver of the 82nd, Talton of the 147th, Kidd of the 145th, Deffenbaugh of the 1st, Hitchens of the 161st and others:
A RESOLUTION recognizing and commending linemen from Georgia Power and the International Brotherhood of Electrical Workers Local 84, members of the Georgia AFL-CIO, for their diligence in responding to the needs of individuals in the aftermath of Hurricane Sandy; and for other purposes.

Representative Harrell of the 106th District, Vice-Chairman of the Committee on Budget and Fiscal Affairs Oversight, submitted the following report:

Mr. Speaker:

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

HB 454 Do Pass

Respectfully submitted,
/s/ Harrell of the 106th
Vice-Chairman

Representative Hamilton of the 24th District, Chairman of the Committee on Industry and Labor, submitted the following report:

Mr. Speaker:

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

HB 361 Do Pass, by Substitute

Respectfully submitted,
/s/ Hamilton of the 24th
Chairman

Representative Golick of the 40th District, Chairman of the Committee on Judiciary Non-Civil, submitted the following report:

Mr. Speaker:

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

HB 125 Do Pass, by Substitute
HB 271 Do Pass, by Substitute
HB 350 Do Pass, by Substitute

Respectfully submitted,
/s/ Golick of the 40th
Chairman

Representative Weldon of the 3rd District, Chairman of the Committee on Juvenile Justice, submitted the following report:

Mr. Speaker:

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

HB 369 Do Pass, by Substitute

Respectfully submitted,
/s/ Weldon of the 3rd
Chairman

Representative Rice of the 95th District, Chairman of the Committee on Motor Vehicles, submitted the following report:

Mr. Speaker:

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

HB 104 Do Pass, by Substitute
HB 365 Do Pass, by Substitute
HB 475 Do Pass

Respectfully submitted,
/s/ Rice of the 95th
Chairman

Representative Dickson of the 6th District, Secretary of the Committee on Regulated Industries, submitted the following report:

Mr. Speaker:

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

HB 124 Do Pass, by Substitute

Respectfully submitted,
/s/ Dickson of the 6th
Secretary

Representative Battles of the 15th District, Chairman of the Committee on Retirement, submitted the following report:

Mr. Speaker:

Your Committee on Retirement 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 343 Do Pass
HB 345 Do Pass

Respectfully submitted,
/s/ Battles of the 15th
Chairman

Representative Pruett of the 149th District, Chairman of the Committee on State Planning and Community Affairs, submitted the following report:

Mr. Speaker:

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

HB 409 Do Pass

Respectfully submitted,
/s/ Pruett of the 149th
Chairman

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

The Speaker announced the House in recess until 5:00 o'clock, P.M., at which time the House will stand adjourned until 10:00 o'clock, tomorrow morning.