

Representative Hall, Atlanta, Georgia

Monday, February 24, 2014

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

Due to a mechanical malfunction, Representative Rutledge of the 109th was not recorded on the attendance roll call. He wished to be recorded as present.

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

Representatives Bell of the 58th, Bennett of the 94th, Beverly of the 143rd, Frazier of the 126th, Geisinger of the 48th, Hamilton of the 24th, Harrell of the 106th, Jacobs of the

80th, Jordan of the 77th, Kendrick of the 93rd, Morgan of the 39th, Morris of the 156th, Mosby of the 83rd, Oliver of the 82nd, Parsons of the 44th, Peake of the 141st, Rice of the 95th, Sims of the 169th, Smith of the 41st, Stephenson of the 90th, Talton of the 147th, Weldon of the 3rd, and Willard of the 51st.

They wished to be recorded as present.

Prayer was offered by Dr. Steven L Kimmel, Senior Pastor, Smyrna First Baptist Church, Smyrna, Georgia.

The members pledged allegiance to the flag.

Representative Cheokas of the 138th, Chairman of the Committee on Information and Audits, reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

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

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

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

HB 1057. By Representative Moore of the 22nd:

A BILL to be entitled an Act to amend Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, municipal corporations, and other governmental entities, so as to

provide that no county, municipal corporation, or public authority shall introduce into a public water supply any chemical or agent not directly related to the purification process; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health & Human Services.

HB 1058. By Representatives Willard of the 51st, Geisinger of the 48th, Jacobs of the 80th, Jones of the 47th, Lindsey of the 54th and others:

A BILL to be entitled an Act to repeal an Act providing for the appointment of magistrates in Fulton County, approved April 9, 1996 (Ga. L. 1996, p. 4368); to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 1059. By Representatives Willard of the 51st, Riley of the 50th, Wilkinson of the 52nd, Geisinger of the 48th, Lindsey of the 54th and others:

A BILL to be entitled an Act to amend an Act establishing a municipal court of the City of Atlanta (now a division of the State Court of Fulton County), approved August 20, 1913 (Ga. L. 1913, p. 145), as amended, particularly by an Act approved April 13, 1992 (Ga. L. 1992, p. 6045), so as to revise certain fees; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 1060. By Representatives Willard of the 51st, Wilkinson of the 52nd, Lindsey of the 54th, Geisinger of the 48th, Golick of the 40th and others:

A BILL to be entitled an Act to provide for the administration of the budget of the clerk of the Superior Court of Fulton County; to provide that the clerk of the Superior Court of Fulton County shall have oversight of the budget; to provide that the clerk, with the approval of the chief judge, shall be authorized to make changes to line item appropriations; to provide that any unexpended funds at the end of the fiscal year shall lapse to the general fund of Fulton County; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

- HB 1061. By Representatives Willard of the 51st, Martin of the 49th, Geisinger of the 48th, Wilkinson of the 52nd, Jones of the 47th and others:

A BILL to be entitled an Act to provide for the administration of the budget of the Fulton County Juvenile Court; to provide that the chief administrative officer shall have oversight of the budget; to provide that the chief administrative officer, with the approval of the chief judge, shall be authorized to make changes to line item appropriations; to provide that any unexpended funds at the end of the fiscal year shall lapse to the general fund of Fulton County; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

- HB 1062. By Representatives Dickerson of the 113th, Anderson of the 92nd, Stephenson of the 90th, Dawkins-Haigler of the 91st, Rutledge of the 109th and others:

A BILL to be entitled an Act to authorize Rockdale County to exercise all redevelopment and other powers under Article IX, Section II, Paragraph VII(b) of the Constitution and Chapter 44 of Title 36 of the O.C.G.A., the "Redevelopment Powers Law," as amended; to provide for a referendum; to provide effective dates; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

- HB 1063. By Representatives Rutledge of the 109th, Willard of the 51st, McCall of the 33rd, Roberts of the 155th, England of the 116th and others:

A BILL to be entitled an Act to amend Title 4 of the Official Code of Georgia Annotated, relating to animals, so as to provide for liability protection for certain activities related to livestock; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture & Consumer Affairs.

- HB 1064. By Representatives Gravley of the 67th, Efstration of the 104th, Ballinger of the 23rd, Tanner of the 9th, Quick of the 117th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to offenses against public

order, so as to change the offense of harassing phone calls to the offense of harassing communications; to provide for presumptions; to provide for penalties; to provide for venue; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 1065. By Representatives Jacobs of the 80th, Taylor of the 79th, Oliver of the 82nd, Mitchell of the 88th, Mayo of the 84th and others:

A BILL to be entitled an Act to amend an Act providing for a homestead exemption from certain DeKalb County ad valorem taxes for county purposes in an amount equal to the amount by which the current year assessed value of a homestead exceeds the base year assessed value of such homestead, approved May 5, 2006 (Ga. L. 2006, p. 4636), as amended, so as to eliminate the time limitation on such exemption; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 1066. By Representatives Taylor of the 173rd, Smith of the 134th, England of the 116th and Meadows of the 5th:

A BILL to be entitled an Act to amend Article 1 of Chapter 18 of Title 45 of the Official Code of Georgia Annotated, relating to public employees' insurance and benefit plans, so as to change certain provisions relating to expenses not to be covered by the state health benefit plan; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance.

HB 1067. By Representative Pruett of the 149th:

A BILL to be entitled an Act to provide that future elections for the office of probate judge of Wheeler County shall be nonpartisan elections; 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.

HB 1068. By Representative Pruett of the 149th:

A BILL to be entitled an Act to provide that future elections for the office of coroner of Wheeler County shall be nonpartisan elections; 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.

HB 1069. By Representative Roberts of the 155th:

A BILL to be entitled an Act to amend an Act creating the board of commissioners of Irwin County, approved February 16, 1933 (Ga. L. 1933, p. 571), as amended, particularly by an Act approved April 4, 1977 (Ga. L. 1977, p. 3934), so as to provide the salary of the chairperson of the Irwin County Board of Commissioners; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HR 1524. By Representatives Stephens of the 164th, Gordon of the 163rd, Hitchens of the 161st, Watson of the 166th, Stephens of the 165th and others:

A RESOLUTION authorizing the leasing of certain improved real property owned by the State of Georgia in Chatham County, Georgia; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HR 1525. By Representative Bentley of the 139th:

A RESOLUTION honoring the life of Mr. William Eugene Bone and dedicating a bridge in his memory; and for other purposes.

Referred to the Committee on Transportation.

HR 1526. By Representative Bentley of the 139th:

A RESOLUTION honoring the life of Mr. J. Ran Cooper and dedicating a bridge in his memory; and for other purposes.

Referred to the Committee on Transportation.

HR 1527. By Representative Bentley of the 139th:

A RESOLUTION honoring the life of Mr. Reginald S. Carter, Sr., and dedicating a bridge 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 Bills and Resolutions of the House could be introduced, read the first time and referred to the Committees:

HB 1078. By Representatives Kelley of the 16th, Atwood of the 179th and Willard of the 51st:

A BILL to be entitled an Act to amend Chapter 12 of Title 15 of the Official Code of Georgia Annotated, relating to juries, so as to clarify provisions relating to juries; to revise definitions; to change provisions relating to choosing grand jurors; to provide for concurrent grand juries; to provide for a preliminary oath to be administered to grand juries; to change provisions relating to when there are insufficient persons to complete a panel of grand jurors; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 1079. By Representatives Turner of the 21st, Caldwell of the 20th and Moore of the 22nd:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Holly Springs in the County of Cherokee, approved March 18, 1980 (Ga. L. 1980, p. 3281), as amended, particularly by an Act approved April 13, 2001 (Ga. L. 2001, p. 3679), and an Act approved April 24, 2013 (Ga. L. 2013, p. 3648), so as to provide for the terms and manner of election of the mayor and councilmembers; to provide for posts; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 1080. By Representatives Smyre of the 135th, Brooks of the 55th, O'Neal of the 146th, Abrams of the 89th, Wilkinson of the 52nd and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state flag, seal, and other symbols, so

as to provide for placement of a statue of the Reverend Martin Luther King, Jr.; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Properties.

HR 1544. By Representative Roberts of the 155th:

A RESOLUTION honoring the life of Major Henry Talmage Elrod and dedicating a road in his memory; and for other purposes.

Referred to the Committee on Transportation.

HR 1571. By Representative Beasley-Teague of the 65th:

A RESOLUTION honoring the life of Mr. George Duke Beasley and dedicating a road in his memory; and for other purposes.

Referred to the Committee on Transportation.

HR 1572. By Representative Nimmer of the 178th:

A RESOLUTION honoring Mr. Charles Elvin Hickox and renaming a bridge in his memory; and for other purposes.

Referred to the Committee on Transportation.

HR 1573. By Representative Roberts of the 155th:

A RESOLUTION creating the Joint Study Committee on Critical Transportation Infrastructure Funding; and for other purposes.

Referred to the Committee on Transportation.

HR 1574. By Representatives Brooks of the 55th, Smyre of the 135th, O'Neal of the 146th, Abrams of the 89th, Wilkinson of the 52nd and others:

A RESOLUTION encouraging the Capitol Art Standards Commission to authorize the erection of a statue dedicated to the Reverend Martin Luther King, Jr.; and for other purposes.

Referred to the Committee on State Properties.

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

HB 1046	HB 1047
HB 1048	HB 1049
HB 1050	HB 1051
HB 1052	HB 1056
HR 1521	HR 1523
HR 1528	SB 325
SB 340	SB 341

Representative Carter of the 175th District, Chairman of the Committee on Governmental Affairs, submitted the following report:

Mr. Speaker:

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

HB 690	Do Pass, by Substitute	HB 876	Do Pass, by Substitute
HB 913	Do Pass, by Substitute	HB 991	Do Pass
HB 1000	Do Pass		

Respectfully submitted,
/s/ Carter of the 175th
Chairman

Representative Tankersley of the 160th District, Chairman of the Committee on Intra-Governmental Coordination, submitted the following report:

Mr. Speaker:

Your Committee on Intra-Governmental Coordination 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 1029	Do Pass	HB 1030	Do Pass
HB 1031	Do Pass	HB 1032	Do Pass

Respectfully submitted,
/s/ Tankersley of the 160th
Chairman

Representative Tankersley of the 160th District, Chairman of the Committee on Intragovernmental Coordination, submitted the following report:

Mr. Speaker:

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

HB 961	Do Pass, by Substitute	HB 962	Do Pass, by Substitute
HB 1024	Do Pass, by Substitute	HB 1036	Do Pass
HB 1037	Do Pass	HB 1041	Do Pass
HB 1043	Do Pass		

Respectfully submitted,
/s/ Tankersley of the 160th
Chairman

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

HOUSE RULES CALENDAR
MONDAY, FEBRUARY 24, 2014

Mr. Speaker and Members of the House:

The Committee on Rules has fixed the calendar for this 27th Legislative Day as enumerated below:

DEBATE CALENDAR

Open Rule

HB 763	Georgia Military College; legislative intent language regarding certain postsecondary study beyond second year level; revise (Substitute)(HEd-Epps-144th)
HR 1186	State Board of Education and State Department of Education; successful completion of SKILLS FOR SUCCESS financial literacy class; impose requirement for high school graduation (Ed-Geisinger-48th)

Modified Open Rule

HB 292	Magistrates Retirement Fund of Georgia; maximum average final monthly compensation calculated in determining benefits; establish (Substitute)(Ret-Battles-15th)
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- HB 490 Teacher health insurance plans; contract with local employers to librarians and other personnel employed by regional and county libraries; expand board authorization (Substitute)(HEd-Barr-103rd)
- HB 764 Georgia State Employees' Pension and Savings Plan; certain employees make contributions at rate of 5 percent unless otherwise specified; provide (Ret-Maxwell-17th)
- HB 778 Food service establishments; certain nonprofit charitable entities from regulation; exempt (Substitute)(A&CA-Pezold-133rd)
- HB 904 Natural Resources, Department of; persons are not aggrieved by listings on hazardous site inventory that occur after a certain date; establish (NR&E-McCall-33rd)
- HB 920 Unclaimed Life Insurance Benefits Act; enact (Substitute)(Ins-Teasley-37th)

Modified Structured Rule

- HB 251 Tobacco; sale of alternative nicotine products or components to minors; prohibit (Substitute)(JuvJ-Powell-32nd)
- HB 495 State Properties Code; conveyance of state property and consideration of conveyances by General Assembly; modify provisions (Substitute)(SProp-Hill-22nd)
- HB 753 Motor vehicles and traffic; federal regulatory requirements; provide (Substitute)(MotV-Powell-32nd)
- HB 843 Retirement and pensions; ensure compliance with federal laws and regulations; change certain provisions (Ret-Riley-50th)
- HB 863 Crimes and offenses; cruelty to animals and aggravated cruelty to animals; change provisions (Substitute)(JudyNC-Golick-40th)
- HB 898 Interstate Compact for Juveniles; enact (JuvJ-Pak-108th)
- HB 910 Community Health, Department of; authorize medical-legal partnerships; provisions (H&HS-Kelley-16th)
- HB 973 Medicaid; changes to civil penalties for false or fraudulent claims; provisions (Substitute)(Judy-Lindsey-54th)

Structured Rule

- HB 816 Sales and use tax; change a certain definition (W&M-Williamson-115th)

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

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

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

HB 961. By Representatives Black of the 174th and Spencer of the 180th:

A BILL to be entitled an Act to amend an Act creating the board of commissioners for Charlton County, approved August 4, 1927 (Ga. L. 1927, p. 529), as amended, particularly by an Act approved May 16, 2007 (Ga. L. 2007, p. 3694), so as to change provisions relating to commissioner districts; to provide for members currently serving; to provide for 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 an Act creating the board of commissioners for Charlton County, approved August 4, 1927 (Ga. L. 1927, p. 529), as amended, particularly by an Act approved May 16, 2007 (Ga. L. 2007, p. 3694), so as to change provisions relating to commissioner districts; to provide for members currently serving; 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.

An Act creating the board of commissioners for Charlton County, approved August 4, 1927 (Ga. L. 1927, p. 529), as amended, particularly by an Act approved May 16, 2007 (Ga. L. 2007, p. 3694), is amended by revising subsection (a) of Section 2 as follows:

"(a) On and after January 1, 2015, for purposes of electing members of the board of commissioners, Charlton County is divided into five commissioner districts. One member of the board shall be elected from each such district. The five commissioner districts shall be and correspond to those five numbered districts described in and attached to and made a part of this Act and further identified as 'Plan Name: Charltonccsb-2014 Plan Type: local Administrator: Charlton User: Gina'.

(b)(1) When used in such attachment, the term 'VTD' (voting tabulation district) shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia.

(2) The separate numeric designations in a district description which are underneath a VTD heading shall mean and describe individual Blocks within a VTD as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia. Any part of Charlton County which is not included in any

such district described in such attachment shall be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2010 for the State of Georgia.

(3) Any part of Charlton County which is described in such attachment as being in a particular district shall nevertheless not be included within such district if such part is not contiguous to such district. Such noncontiguous part shall instead be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2010 for the State of Georgia.

(4) Except as otherwise provided in the description of any school board district, whenever the description of such district refers to a named city, it shall mean the geographical boundaries of that city as shown on the census map for the United States decennial census of 2010 for the State of Georgia."

SECTION 2.

It is the purpose of this Act to reapportion the districts from which members of the board of commissioners of Charlton County are to be elected in subsequent general elections, and this Act results from changes in population based on the United States decennial census of 2010. It is not the intention of the General Assembly to affect the membership of current members of the board, their terms of office, or the manner in which their successors shall be elected, and such matters shall remain as provided by law on the effective date of this Act until otherwise amended by law, except to the extent of reapportioning the districts represented by such members.

SECTION 3.

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

Plan: Charltonccsb-2014

Plan Type: local

Administrator: Charlton

User: Gina

District 001

Charlton County

VTD: 0491 - FOLKSTON LIBRARY

010100:

2353 2354 2355 2394 2395 2396 2397 2398 2404 2413 2415 2416
 2417 2420 3000 3001 3006 3007 3008 3012 3013 3014 3015 3017
 3018 3019 3021 3022 3023 3027 3028 3030 3031 3033 3035 3036
 3037 3039 3040 3052 3053 3054 3059 3060 3061 3062 3065 3066
 3074 3075 3098 3099 3100 3101 3102 3103 3104 3105 3108 3109
 3110 3111 3115 4010 4034 4035 4036 4037 4038 4039 4040 4041
 4042 4043 4044 4045 4046 4047 4048 4049 4050 4051 4052 4053
 4054 4055 4056 4057 4058 4059 4060 4061 4062 4063 4064 4065

4066 4067 4068 4069 4070 4071 4072 4073 4079 4080 4081 4092
4093

VTD: 0492 - FOLKSTON

010100:

3058 3067 3068 3069 4074

VTD: 0495F - FOLKSTON FIRE STATION

010100:

1316 1317 2356 2357 2359 2360 2362 2363 2364 2365 2366 2368
2369 2370 2376 2377 2378 2379 2392 2393 2399 2400 2401 2402
2403 2418 2421 2424 2438 2496 3004 3005 3009 3010 3016 3024
3025 3026 3032 3116 3117 4000 4001 4011 4012 4031 4033 4075

District 002

Charlton County

VTD: 0491 - FOLKSTON LIBRARY

010100:

3020 3073 3078

VTD: 0492 - FOLKSTON

010100:

1159 1162 1163 1164 1165 1166 1167 1322 1323 1326 3029 3034
3042 3045 3046 3047 3048 3049 3050 3051 3055 3056 3057 3063
3064 3070 3071 3072 3076 3077 3079 3080 3081 3082 3083 3084
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3097 3106 3112 4017 4019 4020 4076 4077 4078 4085 4096 4097
4098 4099 4100 4101 4102 4103 4104 4105 4106 4107 4108 4117
4118 4119 4120 4121 4122 4123 4124 4125 4127 4128 4136 4137
4138 4139 4142 4143 4144 4146 4147 4148 4149 4150 4151

VTD: 0493T - TRADERS HILL

010100:

3041 3043 3044 3107 3113 3114 4113 4114 4115

VTD: 0494 - HOMELAND

010100:

1067 1082 1083 1084 1085 1087 1156 1157 1158 1160 1161 1168
1169 1170 1171 1172 1173 4021 4029

VTD: 0495F - FOLKSTON FIRE STATION

010100:

4013 4032 4082 4083 4084 4086 4087 4088 4089 4090 4091 4094
4095 4126 4129

District 003

Charlton County

VTD: 0493B - BEND FIRE STATION

VTD: 0493S - ST. GEORGE

VTD: 0493T - TRADERS HILL

010200:

2194 2195 2196 2197 2198 2211 2212 2213 2214 2215 2216 2217
2218 2219 2220 2227 2228

District 004

Charlton County

VTD: 0492 - FOLKSTON

010100:

4131 4133 4135 4140 4141 4145 4154

VTD: 0493T - TRADERS HILL

010100:

4109 4110 4111 4112 4116 4130 4132 4134 4152 4153 4155

010200:

2005 2006 2007 2008 2009 2010 2012 2037 2038 2039 2040 2045
2047 2060 2061 2062 2063 2064 2065 2066 2067 2069 2070 2071
2072 2073 2074 2075 2076 2077 2078 2079 2080 2081 2082 2083
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2199 2200 2201 2202 2203 2402 2413 2418 2419 2420 2421 2422
2423 2424 2425

VTD: 0494 - HOMELAND

010100:

1058 1059 1060 1061 1062 1063 1064 1065 1066 1068 1069 1070
1071 1079 1080 1081 1086 1088 1098 1099 1189 1190 1191 1192
1193 1194 1195 1196 1197 1198 1199 1200 1201 1202 1203 1204
1205 1206 1207 1208 1209 1210 1211 1212 1213 1214 1215 1216
1217 1219 1220 1221 1222 1223 1224 1225 1226 1227 1228 1229
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1254 1255 1256 1257 1258 1259 1260 1261 1262 1263 1264 1265
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1290 1291 1292 1293 1294 1295 1296 1297 1298 1299 1300 1301
1302 1303 1304 1305 1306 1307 1308 1309 1310 1311 1312 1313
1314 1315 1318 1324 1325 2380 2387 4002 4003 4004 4005 4006

4007 4008 4009 4014 4015 4016 4018 4022 4023 4024 4025 4026
4027 4028 4030

010200:

2000 2001 2004 2011 2013 2014 2015 2033 2034 2035 2036 2041
2042 2043 2044 2046 2048 2426 2427 2432

District 005

Charlton County

VTD: 0491 - FOLKSTON LIBRARY

010100:

3038

VTD: 0493T - TRADERS HILL

010200:

2002 2003 2016 2017 2018 2019 2020 2021 2022 2023 2024 2025
2026 2027 2028 2029 2030 2031 2032 2049 2050 2051 2052 2053
2054 2055 2056 2057 2058 2059 2068 2084 2085

VTD: 0494 - HOMELAND

010100:

1072 1089 1091 1092 1123 1175 1176 1177 1178 1179 1180 1181
1182 1183 1184 1185 1218 1327 1330

VTD: 0495F - FOLKSTON FIRE STATION

010100:

2104 2110 2111 2112 2113 2114 2115 2116 2117 2118 2120 2126
2127 2128 2129 2208 2209 2210 2211 2212 2213 2214 2215 2216
2217 2218 2219 2220 2221 2222 2223 2224 2225 2226 2227 2228
2229 2230 2231 2232 2233 2234 2235 2236 2237 2238 2239 2240
2241 2242 2243 2244 2245 2246 2247 2248 2249 2250 2251 2252
2253 2254 2255 2256 2257 2258 2259 2260 2261 2262 2263 2264
2265 2266 2267 2268 2269 2270 2271 2272 2273 2274 2275 2276
2277 2278 2279 2280 2281 2282 2283 2284 2285 2286 2287 2288
2289 2290 2291 2292 2293 2294 2295 2296 2297 2298 2299 2300
2301 2302 2303 2304 2305 2306 2307 2308 2309 2310 2311 2312
2313 2314 2315 2316 2317 2318 2319 2320 2321 2322 2323 2324
2325 2326 2327 2328 2329 2330 2331 2332 2333 2334 2335 2336
2337 2338 2339 2340 2341 2342 2343 2344 2345 2346 2347 2348
2349 2350 2351 2352 2358 2361 2367 2371 2372 2373 2374 2375
2381 2382 2383 2384 2385 2386 2388 2389 2390 2391 2405

That portion of block 2406 that is not included inside the legal boundary
of the D. Ray James Correctional Facility

2407

2408 2409 2410 2411 2412 2414 2419 2422 2423 2425 2426 2427
2428 2429 2430 2431 2432 2433 2434 2435 2436 2437 2439 2440
2441 2442 2443 2460 2461 2462 2463 2465 2466 2467 2468 2469

2470 2471 2472 2473 2474 2475 2476 2477 2478 2479 2483 2488
 2489 2497 3002 3003 3011
 VTD: 0495R - RACEPOND
 VTD: 0495W - WINOKUR

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

HB 962. By Representatives Black of the 174th and Spencer of the 180th:

A BILL to be entitled an Act to amend an Act providing for the election of the members of the board of education for Charlton County, approved April 17, 1975 (Ga. L. 1975, p. 3952), as amended, particularly by an Act approved May 16, 2007 (Ga. L. 2007, p. 3688), so as to change provisions relating to board of education districts; to provide for members currently serving; 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 an Act providing for the election of the members of the board of education for Charlton County, approved April 17, 1975 (Ga. L. 1975, p. 3952), as amended, particularly by an Act approved May 16, 2007 (Ga. L. 2007, p. 3688), so as to change provisions relating to board of education districts; to provide for members currently serving; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act providing for the election of the members of the board of education for Charlton County, approved April 17, 1975 (Ga. L. 1975, p. 3952), as amended, particularly by an Act approved May 16, 2007 (Ga. L. 2007, p. 3688), is amended by revising Section 2 as follows:

"SECTION 2.

(a) For the purposes of electing members of the board of education, Charlton County shall be divided into and correspond to those five numbered districts described in and attached to and made a part of this Act and further identified as 'Plan: Charltonccsb-2014 Plan Type: local Administrator: Charlton User: Gina'.

(b)(1) When used in such attachment, the term 'VTD' (voting tabulation district) shall mean and describe the same geographical boundaries as provided in the report of the

Bureau of the Census for the United States decennial census of 2010 for the State of Georgia.

(2) The separate numeric designations in a district description which are underneath a VTD heading shall mean and describe individual Blocks within a VTD as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia. Any part of Charlton County which is not included in any such district described in such attachment shall be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2010 for the State of Georgia.

(3) Any part of Charlton County which is described in such attachment as being in a particular district shall nevertheless not be included within such district if such part is not contiguous to such district. Such noncontiguous part shall instead be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2010 for the State of Georgia.

(4) Except as otherwise provided in the description of any school board district, whenever the description of such district refers to a named city, it shall mean the geographical boundaries of that city as shown on the census map for the United States decennial census of 2010 for the State of Georgia."

SECTION 2.

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

Plan: Charltonccsb-2014

Plan Type: local

Administrator: Charlton

User: Gina

District 001

Charlton County

VTD: 0491 - FOLKSTON LIBRARY

010100:

2353 2354 2355 2394 2395 2396 2397 2398 2404 2413 2415 2416
 2417 2420 3000 3001 3006 3007 3008 3012 3013 3014 3015 3017
 3018 3019 3021 3022 3023 3027 3028 3030 3031 3033 3035 3036
 3037 3039 3040 3052 3053 3054 3059 3060 3061 3062 3065 3066
 3074 3075 3098 3099 3100 3101 3102 3103 3104 3105 3108 3109
 3110 3111 3115 4010 4034 4035 4036 4037 4038 4039 4040 4041
 4042 4043 4044 4045 4046 4047 4048 4049 4050 4051 4052 4053
 4054 4055 4056 4057 4058 4059 4060 4061 4062 4063 4064 4065
 4066 4067 4068 4069 4070 4071 4072 4073 4079 4080 4081 4092
 4093

VTD: 0492 - FOLKSTON

010100:

3058 3067 3068 3069 4074

VTD: 0495F - FOLKSTON FIRE STATION

010100:

1316 1317 2356 2357 2359 2360 2362 2363 2364 2365 2366 2368
 2369 2370 2376 2377 2378 2379 2392 2393 2399 2400 2401 2402
 2403 2418 2421 2424 2438 2496 3004 3005 3009 3010 3016 3024
 3025 3026 3032 3116 3117 4000 4001 4011 4012 4031 4033 4075

District 002

Charlton County

VTD: 0491 - FOLKSTON LIBRARY

010100:

3020 3073 3078

VTD: 0492 - FOLKSTON

010100:

1159 1162 1163 1164 1165 1166 1167 1322 1323 1326 3029 3034
 3042 3045 3046 3047 3048 3049 3050 3051 3055 3056 3057 3063
 3064 3070 3071 3072 3076 3077 3079 3080 3081 3082 3083 3084
 3085 3086 3087 3088 3089 3090 3091 3092 3093 3094 3095 3096
 3097 3106 3112 4017 4019 4020 4076 4077 4078 4085 4096 4097
 4098 4099 4100 4101 4102 4103 4104 4105 4106 4107 4108 4117
 4118 4119 4120 4121 4122 4123 4124 4125 4127 4128 4136 4137
 4138 4139 4142 4143 4144 4146 4147 4148 4149 4150 4151

VTD: 0493T - TRADERS HILL

010100:

3041 3043 3044 3107 3113 3114 4113 4114 4115

VTD: 0494 - HOMELAND

010100:

1067 1082 1083 1084 1085 1087 1156 1157 1158 1160 1161 1168
 1169 1170 1171 1172 1173 4021 4029

VTD: 0495F - FOLKSTON FIRE STATION

010100:

4013 4032 4082 4083 4084 4086 4087 4088 4089 4090 4091 4094
 4095 4126 4129

District 003

Charlton County

VTD: 0493B - BEND FIRE STATION

VTD: 0493S - ST. GEORGE

VTD: 0493T - TRADERS HILL

010200:

2194 2195 2196 2197 2198 2211 2212 2213 2214 2215 2216 2217
 2218 2219 2220 2227 2228

District 004

Charlton County

VTD: 0492 - FOLKSTON

010100:

4131 4133 4135 4140 4141 4145 4154

VTD: 0493T - TRADERS HILL

010100:

4109 4110 4111 4112 4116 4130 4132 4134 4152 4153 4155

010200:

2005 2006 2007 2008 2009 2010 2012 2037 2038 2039 2040 2045
2047 2060 2061 2062 2063 2064 2065 2066 2067 2069 2070 2071
2072 2073 2074 2075 2076 2077 2078 2079 2080 2081 2082 2083
2086 2087 2088 2089 2090 2091 2092 2093 2094 2095 2096 2097
2098 2099 2100 2101 2102 2103 2104 2105 2106 2107 2108 2109
2110 2111 2112 2113 2114 2115 2116 2117 2118 2119 2120 2121
2122 2123 2124 2125 2126 2127 2128 2129 2130 2131 2132 2133
2134 2135 2136 2137 2138 2139 2140 2141 2142 2143 2144 2145
2146 2147 2148 2149 2150 2151 2152 2153 2154 2155 2156 2157
2158 2159 2160 2161 2162 2163 2164 2165 2166 2167 2168 2169
2170 2171 2172 2173 2174 2175 2176 2177 2178 2179 2180 2181
2182 2183 2184 2185 2186 2187 2188 2189 2190 2191 2192 2193
2199 2200 2201 2202 2203 2402 2413 2418 2419 2420 2421 2422
2423 2424 2425

VTD: 0494 - HOMELAND

010100:

1058 1059 1060 1061 1062 1063 1064 1065 1066 1068 1069 1070
1071 1079 1080 1081 1086 1088 1098 1099 1189 1190 1191 1192
1193 1194 1195 1196 1197 1198 1199 1200 1201 1202 1203 1204
1205 1206 1207 1208 1209 1210 1211 1212 1213 1214 1215 1216
1217 1219 1220 1221 1222 1223 1224 1225 1226 1227 1228 1229
1230 1231 1232 1233 1234 1235 1236 1237 1238 1239 1240 1241
1242 1243 1244 1245 1246 1247 1248 1249 1250 1251 1252 1253
1254 1255 1256 1257 1258 1259 1260 1261 1262 1263 1264 1265
1266 1267 1268 1269 1270 1271 1272 1273 1274 1275 1276 1277
1278 1279 1280 1281 1282 1283 1284 1285 1286 1287 1288 1289
1290 1291 1292 1293 1294 1295 1296 1297 1298 1299 1300 1301
1302 1303 1304 1305 1306 1307 1308 1309 1310 1311 1312 1313
1314 1315 1318 1324 1325 2380 2387 4002 4003 4004 4005 4006
4007 4008 4009 4014 4015 4016 4018 4022 4023 4024 4025 4026
4027 4028 4030

010200:

2000 2001 2004 2011 2013 2014 2015 2033 2034 2035 2036 2041
2042 2043 2044 2046 2048 2426 2427 2432

District 005

Charlton County

VTD: 0491 - FOLKSTON LIBRARY

010100:

3038

VTD: 0493T - TRADERS HILL

010200:

2002 2003 2016 2017 2018 2019 2020 2021 2022 2023 2024 2025
 2026 2027 2028 2029 2030 2031 2032 2049 2050 2051 2052 2053
 2054 2055 2056 2057 2058 2059 2068 2084 2085

VTD: 0494 - HOMELAND

010100:

1072 1089 1091 1092 1123 1175 1176 1177 1178 1179 1180 1181
 1182 1183 1184 1185 1218 1327 1330

VTD: 0495F - FOLKSTON FIRE STATION

010100:

2104 2110 2111 2112 2113 2114 2115 2116 2117 2118 2120 2126
 2127 2128 2129 2208 2209 2210 2211 2212 2213 2214 2215 2216
 2217 2218 2219 2220 2221 2222 2223 2224 2225 2226 2227 2228
 2229 2230 2231 2232 2233 2234 2235 2236 2237 2238 2239 2240
 2241 2242 2243 2244 2245 2246 2247 2248 2249 2250 2251 2252
 2253 2254 2255 2256 2257 2258 2259 2260 2261 2262 2263 2264
 2265 2266 2267 2268 2269 2270 2271 2272 2273 2274 2275 2276
 2277 2278 2279 2280 2281 2282 2283 2284 2285 2286 2287 2288
 2289 2290 2291 2292 2293 2294 2295 2296 2297 2298 2299 2300
 2301 2302 2303 2304 2305 2306 2307 2308 2309 2310 2311 2312
 2313 2314 2315 2316 2317 2318 2319 2320 2321 2322 2323 2324
 2325 2326 2327 2328 2329 2330 2331 2332 2333 2334 2335 2336
 2337 2338 2339 2340 2341 2342 2343 2344 2345 2346 2347 2348
 2349 2350 2351 2352 2358 2361 2367 2371 2372 2373 2374 2375
 2381 2382 2383 2384 2385 2386 2388 2389 2390 2391 2405

That portion of block 2406 that is not included inside the legal boundary
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2407

2408 2409 2410 2411 2412 2414 2419 2422 2423 2425 2426 2427
 2428 2429 2430 2431 2432 2433 2434 2435 2436 2437 2439 2440
 2441 2442 2443 2460 2461 2462 2463 2465 2466 2467 2468 2469
 2470 2471 2472 2473 2474 2475 2476 2477 2478 2479 2483 2488
 2489 2497 3002 3003 3011

VTD: 0495R - RACEPOND

VTD: 0495W - WINOKUR

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

HB 1024. By Representatives Randall of the 142nd, Beverly of the 143rd, Dickey of the 140th, Peake of the 141st and Epps of the 144th:

A BILL to be entitled an Act to amend an Act known as the "Macon Water Authority Act," approved March 23, 1992 (Ga. L. 1992, p. 4991), as amended, so as to change the description of the electoral districts; to provide for the continuation in office of current members; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED
AN ACT

To amend an Act known as the "Macon Water Authority Act," approved March 23, 1992 (Ga. L. 1992, p. 4991), as amended, so as to change the description of the electoral districts; to provide for the continuation in office of current members; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act known as the "Macon Water Authority Act," approved March 23, 1992 (Ga. L. 1992, p. 4991), as amended, is amended by revising paragraph (2) of subsection (b) of Section 2 as follows:

"(2) For the purpose of electing members of the authority, Macon-Bibb County is divided into five electoral districts as follows:

- (A) Districts 1 through 4 shall be and correspond to those numbered districts described in and attached to and made a part of this Act and further identified as 'Plan: MWA-p1-2014 Plan Type: Local Administrator: S026 User: Gina'; and
- (B) District 5 shall consist of all of Macon-Bibb County."

SECTION 2.

(a) Those elected members of the Macon Water Authority who are serving as such on the effective date of this Act and any person selected to fill a vacancy in any such office shall continue to serve as such members until the regular expiration of their respective terms of office and upon the election and qualification of their respective successors.

(b) Districts 1, 2, 3, 4, and 5, as they exist immediately prior to the effective date of this Act, shall continue to be designated as Districts 1, 2, 3, 4, and 5, respectively, but as newly described under this Act, and on and after the effective date of this Act, such

members of the board serving from those former districts shall be deemed to be serving from and representing their respective districts as newly described under this Act.

SECTION 3.

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

Plan: MWA-p1-2014

Plan Type: Local

Administrator: S026

User: Gina

District 001

Bibb County

VTD: 021EM1 - EAST MACON 1

VTD: 021EM2 - EAST MACON 2

VTD: 021EM3 - EAST MACON 3

VTD: 021EM5 - EAST MACON 5

VTD: 021EM6 - EAST MACON 6

VTD: 021GF1 - GODFREY 1

VTD: 021GF2 - GODFREY 2

VTD: 021GF4 - GODFREY 4

VTD: 021GF6 - GODFREY 6

012600:

2000 2001 2002 2003 2004 2005 2007 2008 2009 2010 2011 2012

2013 2014 2015 2016 2020 2021 2022 2023 2024 2025 2026 2027

2029 2030 2031 2032 3000 3001 3002 3003 3004 3005 3006 3007

3008 3009 3010 3011 3012 3013 3014 3015 3016 3017 3018 3019

3020 3021 3022 3023 3024 3025 3026 3028 3029 3030 3031 3032

3033 3035 3036 3037 3042 3043 3044 3045 3046 3047 3049

012700:

1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011

1012 1013 1014 1015 1016 1017 1018 2000 2001 2002 2003 2004

2005 2008 2009 2011 2012

VTD: 021RU2 - RUTLAND 2

District 002

Bibb County

VTD: 021EM4 - EAST MACON 4

VTD: 021GF3 - GODFREY 3

VTD: 021GF5 - GODFREY 5

VTD: 021GF6 - GODFREY 6

012500:

3020 3021 3022 3023

012600:

1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023
1024 1025 1028 2028 3027 3034 3038 3039 3040 3041 3048 3050
4000 4001 4002 4003 4004 4005 4006 4007 4008 4009 4010 4011
4012 4013 4014 4015 4016 4017 4018 4019 4020 4021 4022 4023
4024 4025

013202:

2010 2011
VTD: 021HA5 - HAZZARD 5
VTD: 021VV1 - VINEVILLE 1
VTD: 021VV2 - VINEVILLE 2
VTD: 021VV3 - VINEVILLE 3
VTD: 021VV4 - VINEVILLE 4
VTD: 021VV5 - VINEVILLE 5
VTD: 021VV7 - VINEVILLE 7
VTD: 021VV8 - VINEVILLE 8

District 003

Bibb County

VTD: 021HA2 - HAZZARD 2

VTD: 021HA3 - HAZZARD 3

013201:

2000 2001 2002 2003 2005 2006 2008 2009 2011 2020 2021 2022
2028 2030 2031 2032 2034 2055

013410:

2022 2027

013605:

1005 1006 1007 1008 1010 1011
VTD: 021HO1 - HOWARD 1
VTD: 021HO2 - HOWARD 2
VTD: 021HO3 - HOWARD 3
VTD: 021HO4 - HOWARD 4
VTD: 021HO5 - HOWARD 5
VTD: 021HO6 - HOWARD 6
VTD: 021HO7 - HOWARD 7
VTD: 021HO8 - HOWARD 8
VTD: 021HO9 - HOWARD 9
VTD: 021VV6 - VINEVILLE 6

District 004

Bibb County

VTD: 021GF7 - GODFREY 7

VTD: 021HA1 - HAZZARD 1

VTD: 021HA3 - HAZZARD 3

013101:

1069 1070

013201:

2007 2010 2023 2024 2025 2026 2027 2029 2052 2053 2054 4003

4004 4005 4006 4007 4008 4009 4010 4011 4012 4013 4014 4015

4023 4024 4025 4032 4041 4042 4043

013603:

2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011

2012 2013 2014 2015 2016 2017 2018 2019 2020 2021 2022 2023

2024 2025 2026 2027 2028 2029 2030 2031 2032 2033 2036 2037

2038 2039 2040 2041 2042 2043 2044 2045

013604:

2000 2001 2019 2020 2028 2029 2030 3000 3001 3002 3005

013606:

1010 1011 4000 4001 4002 4003 4004 4005 4006 4007 4008 4009

4010 4011 4012 4013 4014 4015 4016 4017 4019

VTD: 021HA4 - HAZZARD 4

VTD: 021HA6 - HAZZARD 6

VTD: 021HA7 - HAZZARD 7

VTD: 021RU1 - RUTLAND 1

VTD: 021WA1 - WARRIOR 1

VTD: 021WA2 - WARRIOR 2

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

HB 1036. By Representative Buckner of the 137th:

A BILL to be entitled an Act to reincorporate the Town of Waverly Hall in Harris County; to provide for a charter for the Town of Waverly Hall; to provide for other matters relative to the foregoing; to provide for severability; to repeal conflicting laws; and for other purposes.

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

HB 1037. By Representatives Duncan of the 26th, Moore of the 22nd, Dudgeon of the 25th, Hamilton of the 24th and Tanner of the 9th:

A BILL to be entitled an Act to amend an Act to create the Forsyth County Public Facilities Authority, approved May 1, 2008 (Ga. L. 2008, p. 3637), so

as to revise a definition; to remove certain limitations regarding the construction of buildings; to remove references to road and highway construction and related references; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

HB 1041. By Representatives Morris of the 156th and Nimmer of the 178th:

A BILL to be entitled an Act to provide for a new charter for the City of Baxley; to provide an effective date; to provide a general repealer; and for other purposes.

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

HB 1043. By Representatives Rutledge of the 109th, Welch of the 110th, Strickland of the 111th, Knight of the 130th and Yates of the 73rd:

A BILL to be entitled an Act to amend an Act to provide for the Henry County Board of Elections and Registration, approved May 3, 2006 (Ga. L. 2006, p. 4062), as amended, so as to provide for a process for removing the elections supervisor for cause; to provide for a term of office for the elections supervisor; to provide for a method of appointing a successor elections supervisor in the event of death, resignation, or removal; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

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

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

Y Abrams	Y Coomer	Y Gregory	Y McCall	Sims, C
Y Alexander	Y Cooper	Y Hamilton	Y McClain	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, M
Y Atwood	Y Dempsey	Y Harrell	Y Moore	Y Smith, R
Y Ballinger	E Dickerson	Y Hatchett	Y Morgan	Y Smyre
Y Barr	Y Dickey	Y Hawkins	Y Morris	Y Spencer
Y Battles	Y Dickson	Y Henson	Y Mosby	Y Stephens, M
Y Beasley-Teague	Y Dollar	Y Hightower	Y Nimmer	Y Stephens, R

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

On the passage of the Bills, the ayes were 158, nays 1.

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

House of Representatives
Coverdell Legislative Office Building
Room 409
Atlanta, Georgia 30334

MEMORANDUM

TO: Bill Reilly
Clerk of the House

FROM: Rep. Brian Prince

DATE: February 24, 2014

SUBJECT: Vote Change

In reference to the Local Legislation Calendar for February 24, 2014, I inadvertently voted no. Please change my vote to reflect a "yes" vote on the Local Legislation Calendar on February 24, 2014.

Thank you.

/s/ Brian Prince

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

Mr. Speaker:

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

SB 235. By Senators Albers of the 56th, Mullis of the 53rd and Gooch of the 51st:

A BILL to be entitled an Act to amend Chapter 7 of Title 47 of the Official Code of Georgia Annotated, relating to the Georgia Firefighters' Pension Fund, so as to change the definition of the term "firefighter"; to provide for creditable service for certain prior service; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 299. By Senators Gooch of the 51st, Ginn of the 47th, Miller of the 49th, Wilkinson of the 50th, Tolleson of the 20th and others:

A BILL to be entitled an Act to amend Code Section 12-2-8 of the Official Code of Georgia Annotated, relating to promulgation of minimum standards and procedures for protection of natural resources, environment, and vital areas of the state, so as to provide flexibility for establishing watershed protection standards; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 332. By Senators Stone of the 23rd and Crosby of the 13th:

A BILL to be entitled an Act to amend Code Section 15-10-2 of the Official Code of Georgia Annotated, relating to the jurisdiction of magistrate courts, so as to increase the fine amount for contempt of court; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 376. By Senator Harper of the 7th:

A BILL to be entitled an Act to amend an Act creating the Fitzgerald and Ben Hill County Development Authority, approved February 26, 1963 (Ga. L. 1963, p. 2003), as amended, so as to repeal provisions relating to allowable expenditures of the authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has adopted by the requisite constitutional majority the following resolution of the Senate:

SR 847. By Senators Jeffares of the 17th, Tolleson of the 20th, Jones of the 10th and Ramsey, Sr. of the 43rd:

A RESOLUTION authorizing the change of use of certain Heritage Preserve dedicated real property located in Rockdale and Henry Counties; to repeal conflicting laws; to provide an effective date; and for other purposes.

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

HB 709. By Representative Greene of the 151st:

A BILL to be entitled an Act to provide that future elections for the office of coroner of Terrell County shall be nonpartisan elections; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 710. By Representative Greene of the 151st:

A BILL to be entitled an Act to provide that future elections for the office of coroner of Randolph County shall be nonpartisan elections; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 711. By Representative Greene of the 151st:

A BILL to be entitled an Act to provide that future elections for the office of coroner of Clay County shall be nonpartisan elections; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 738. By Representative Greene of the 151st:

A BILL to be entitled an Act to provide that future elections for the office of coroner of Quitman County shall be nonpartisan elections; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 792. By Representative Powell of the 171st:

A BILL to be entitled an Act to create a board of elections and registration for Mitchell County and to provide for its powers and duties; to define certain terms; to provide for the composition of the board and the selection, qualifications, and terms of its members; to provide for the resignation, succession, and removal of members and for filling vacancies; to relieve a certain board and officers of certain powers and duties and provide for the transfer of certain items to the newly created board; to abolish a certain board and officers; to provide for an elections supervisor and the powers and duties of such elections supervisor; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

HB 879. By Representatives England of the 116th, Quick of the 117th and Kirby of the 114th:

A BILL to be entitled an Act to provide for the creation of one or more community improvement districts in Barrow County and in each municipality therein; to provide that Chapter 5 of Title 10 of the O.C.G.A. shall not apply to the offer, sale, or issuance of the boards' bonds, notes, or other obligations; to provide that no notice, proceeding, publication, or referendum shall be required; to provide for dissolutions; to provide for procedures, conditions, and limitations; to provide for related matters; to provide for severability; to provide for an effective date; to repeal conflicting laws; and for other purposes.

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

HB 809. By Representatives Williamson of the 115th, Duncan of the 26th, Nix of the 69th, Caldwell of the 131st, Fludd of the 64th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, so as to prohibit bad faith assertions of patent infringement; to provide for definitions; to provide for factors for determining whether a bad faith assertion of patent infringement has been made; to require the posting of a bond when a

bad faith claim of patent infringement has been made; to provide for enforcement; to provide for damages; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

SB 235. By Senators Albers of the 56th, Mullis of the 53rd and Gooch of the 51st:

A BILL to be entitled an Act to amend Chapter 7 of Title 47 of the Official Code of Georgia Annotated, relating to the Georgia Firefighters' Pension Fund, so as to change the definition of the term "firefighter"; to provide for creditable service for certain prior service; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

SB 299. By Senators Gooch of the 51st, Ginn of the 47th, Miller of the 49th, Wilkinson of the 50th, Tolleson of the 20th and others:

A BILL to be entitled an Act to amend Code Section 12-2-8 of the Official Code of Georgia Annotated, relating to promulgation of minimum standards and procedures for protection of natural resources, environment, and vital areas of the state, so as to provide flexibility for establishing watershed protection standards; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Natural Resources & Environment.

SB 332. By Senators Stone of the 23rd and Crosby of the 13th:

A BILL to be entitled an Act to amend Code Section 15-10-2 of the Official Code of Georgia Annotated, relating to the jurisdiction of magistrate courts, so as to increase the fine amount for contempt of court; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

SB 376. By Senator Harper of the 7th:

A BILL to be entitled an Act to amend an Act creating the Fitzgerald and Ben Hill County Development Authority, approved February 26, 1963 (Ga.

L. 1963, p. 2003), as amended, so as to repeal provisions relating to allowable expenditures of the authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

SR 847. By Senators Jeffares of the 17th, Tolleson of the 20th, Jones of the 10th and Ramsey, Sr. of the 43rd:

A RESOLUTION authorizing the change of use of certain Heritage Preserve dedicated real property located in Rockdale and Henry Counties; to repeal conflicting laws; to provide an effective date; and for other purposes.

Referred to the Committee on State Properties.

Pursuant to HR 1500, the House commended Carly Mathis, Miss Georgia 2013, and invited her to be recognized by the House of Representatives.

Pursuant to HR 1529, the House commended Ms. Xernona Clayton and invited her to be recognized by the House of Representatives.

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

Representatives Carson of the 46th, Powell of the 32nd, Moore of the 22nd, Atwood of the 179th et al., Holmes of the 129th, Taylor of the 79th, Tanner of the 9th, Bentley of the 139th, Williams of the 168th, Nimmer of the 178th et al., Kidd of the 145th, Teasley of the 37th, and Smith of the 70th.

Pursuant to HR 1288, the House recognized the 4-H Clubs of Georgia and invited Mr. Oakley Perry, Mr. Arch D. Smith, and the 2013-2014 4-H Leadership Team to be recognized by the House of Representatives.

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 764. By Representatives Maxwell of the 17th, Battles of the 15th, Greene of the 151st, Buckner of the 137th, Benton of the 31st and others:

A BILL to be entitled an Act to amend Article 10 of Chapter 2 of Title 47 of the Official Code of Georgia Annotated, relating to the Georgia State Employees' Pension and Savings Plan, so as to provide that certain

employees shall make employee contributions to such plan at the rate of 5 percent unless otherwise specified; 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 Gregory	Y McCall	Y Sims, C
Y Alexander	Y Cooper	Y Hamilton	Y McClain	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, M
Y Atwood	Y Dempsey	Y Harrell	Y Moore	Y Smith, R
Y Ballinger	Y Dickerson	Y Hatchett	Y Morgan	Smyre
Y Barr	Y Dickey	Y Hawkins	Y Morris	Y Spencer
Y Battles	Y Dickson	Y Henson	Y Mosby	Y Stephens, M
Y Beasley-Teague	Y Dollar	Y Hightower	Y Nimmer	Y Stephens, R
Y Bell	Y Douglas	Y Hitchens	Y Nix	Y Stephenson
Y Bennett	E Drenner	Y Holcomb	Y Oliver	Y Stovall
Y Bentley	Y Dudgeon	Y Holmes	Y O'Neal	Y Stover
Y Benton	E Dukes	Y Holt	Y Pak	Y Strickland
Y Beverly	Y Dunahoo	Y Houston	Y Parrish	Y Talton
Y Black	Y Duncan	Y Howard	Y Parsons	Y Tankersley
Y Braddock	Y Dutton	Y Hugley	Y Peake	Y Tanner
Y Broadrick	Y Efstration	Y Jackson	Y Pezold	Y Tarvin
Y Brockway	E Ehrhart	Y Jacobs	Y Powell, A	Y Taylor, D
Y Brooks	Y England	E Jasperse	Y Powell, J	Y Taylor, T
Y Bruce	Y Epps, C	Y Jones, J	Y Prince	Y Teasley
Y Bryant	Y Epps, J	Y Jones, L	Y Pruett	E Thomas, A.M.
Y Buckner	Y Evans	Y Jones, S	Y Quick	Y Turner
Y Burns	Y Fleming	Y Jordan	Y Ramsey	Y Waites
Y Caldwell, J	E Floyd	Y Kaiser	E Randall	Y Watson, B
Y Caldwell, M	Y Fludd	Y Kelley	Y Rice	Y Watson, S
Y Carson	Y Frazier	Y Kendrick	Y Riley	E Welch
Y Carter	Y Frye	Y Kidd	Y Roberts	E Weldon
Y Casas	E Fullerton	Y Kirby	Y Rogers, C	Y Wilkerson
Y Chandler	Y Gardner	Y Knight	Y Rogers, T	Y Wilkinson
Y Channell	Y Gasaway	Y Lindsey	Y Rutledge	Willard
Y Chapman	Y Geisinger	Y Lumsden	Y Rynders	Y Williams, A
Y Cheokas	Y Glanton	Y Mabra	Y Scott	Y Williams, C
Y Clark, J	Y Golick	Y Marin	Y Setzler	Y Williams, E
Y Clark, V	Y Gordon	Y Martin	Y Sharper	Y Williamson
Y Coleman	Y Gravley	Y Maxwell	Y Shaw	Y Yates
Y Cooke	Y Greene	Y Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, the ayes were 166, nays 0.

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

HB 251. By Representative Powell of the 32nd:

A BILL to be entitled an Act to amend Article 7 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to sale or distribution to, or possession by, minors of cigarettes and tobacco related objects, so as to provide definitions; to prohibit the sale of alternative nicotine products or components thereof to minors; to provide for verification of age prior to sale; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED
AN ACT

To amend Article 7 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to sale or distribution to, or possession by, minors of cigarettes and tobacco related objects, so as to provide definitions; to provide for the regulation of alternative nicotine products and vapor products; 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.

Article 7 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to sale or distribution to, or possession by, minors of cigarettes and tobacco related objects, is amended by revising Code Section 16-12-170, relating to definitions, as follows:

"16-12-170.

As used in this article, the term:

(1) 'Alternative nicotine product' means any noncombustible product containing nicotine that is intended for human consumption, whether chewed, absorbed, dissolved, or ingested by any other means. The term 'alternative nicotine product' shall not include any tobacco product, vapor product, or any product regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the Food, Drug, and Cosmetic Act.

~~(1)~~(2) 'Cigar wraps' means individual cigar wrappers, known as wraps, blunt wraps, or roll your own cigar wraps, that consist in whole or in part of reconstituted tobacco leaf or flavored tobacco leaf.

~~(2)~~(3) 'Cigarette' means roll for smoking made wholly or in part of tobacco when the cover of the roll is paper or any substance other than tobacco ~~'Cigarettes' means any type of tobacco or tobacco product.~~

~~(3)~~(4) 'Community service' means a public service which a minor might appropriately be required to perform, as determined by the court, as punishment for certain offenses provided for in this article.

~~(4)~~(5) 'Minor' means any person who is under the age of 18 years.

~~(5)~~(6) 'Person' means any natural person or any firm, partnership, company, corporation, or other entity.

~~(6)~~(7) 'Proper identification' means any document issued by a governmental agency containing a description of the person, such person's photograph, or both, and giving such person's date of birth and includes, without being limited to, a passport, military identification card, driver's license, or an identification card authorized under Code Sections 40-5-100 through 40-5-104. 'Proper identification' shall not include a birth certificate.

(8) 'Tobacco product' means any cigars, little cigars, granulated, plug cut, crimp cut, ready rubbed, and other smoking tobacco; snuff or snuff powder; cavendish; plug and twist tobacco; fine-cut and other chewing tobaccos; shorts; refuse scraps, clippings, cuttings, and sweepings of tobacco; and other kinds and forms of tobacco, prepared in such a manner as to be suitable for chewing or smoking in a pipe or otherwise, or both for chewing and smoking. The term 'tobacco product' shall not include any alternative nicotine product, vapor product, or product regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the Food, Drug, and Cosmetic Act.

~~(7)~~(9) 'Tobacco related objects' means any papers, wrappers, or other products, devices, or substances, including cigar wraps, which are used for the purpose of making cigarettes or tobacco products in any form whatsoever.

(10) 'Vapor product' means any noncombustible product containing nicotine that employs a heating element, power source, electronic circuit, or other electronic, chemical, or mechanical means, regardless of shape or size, that can be used to produce vapor from nicotine in a solution or other form. The term 'vapor product' shall include any electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device and any vapor cartridge or other container of nicotine in a solution or other form that is intended to be used with or in an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device. The term 'vapor product' shall not include any product regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the Food, Drug, and Cosmetic Act.

SECTION 2.

Said article is further amended by revising Code Section 16-12-171, relating to prohibited acts, as follows:

"16-12-171.

(a)(1) It shall be unlawful for any person knowingly to:

(A) Sell or barter, directly or indirectly, any cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products to a minor;

(B) Purchase any cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products for any minor unless the minor for whom the purchase is made is the child of the purchaser; or

(C) Advise, counsel, or compel any minor to smoke, inhale, chew, or use cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products.

(2)(A) The prohibition contained in paragraph (1) of this subsection shall not apply with respect to sale of cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products by a person when such person has been furnished with proper identification showing that the person to whom the cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products are sold is 18 years of age or older.

(B) In any case where a reasonable or prudent person could reasonably be in doubt as to whether or not the person to whom cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products are to be sold or otherwise furnished is actually 18 years of age or older, it shall be the duty of the person selling or otherwise furnishing such cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products to request to see and to be furnished with proper identification as provided for in subsection (b) of this Code section in order to verify the age of such person. The failure to make such request and verification in any case where the person to whom the cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products are sold or otherwise furnished is less than 18 years of age may be considered by the trier of fact in determining whether the person selling or otherwise furnishing such cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products did so knowingly.

(3) Any person who violates this subsection shall be guilty of a misdemeanor.

(b)(1) It shall be unlawful for any minor to:

(A) Purchase, attempt to purchase, or possess for personal use any cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products. This subparagraph shall not apply to possession of cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products by a minor when a parent or guardian of such minor gives the cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products to the minor and possession is in the home of the parent or guardian and such parent or guardian is present; or

(B) Misrepresent such minor's identity or age or use any false identification for the purpose of purchasing or procuring any cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products.

(2) A minor who commits an offense provided for in paragraph (1) of this subsection may be punished as follows:

(A) By requiring the performance of community service not exceeding 20 hours;

- (B) By requiring attendance at a publicly or privately sponsored lecture or discussion on the health hazards of smoking or tobacco use, provided such lecture or discussion is offered without charge to the minor; or
- (C) By a combination of the punishments described in subparagraphs (A) and (B) of this paragraph."

SECTION 3.

Said article is further amended by revising subsection (a) of Code Section 16-12-172, relating to posting signs in places of business, as follows:

"(a) Any person owning or operating a place of business in which cigarettes, tobacco products, or tobacco related objects are sold or offered for sale shall post in a conspicuous place a sign which shall contain the following statement:

'SALE OF CIGARETTES, TOBACCO, TOBACCO PRODUCTS, ~~OR~~ TOBACCO RELATED OBJECTS, ALTERNATIVE NICOTINE PRODUCTS, OR VAPOR PRODUCTS TO PERSONS UNDER 18 YEARS OF AGE IS PROHIBITED BY LAW.'

Such sign shall be printed in letters of at least one-half inch in height."

SECTION 4.

Said article is further amended by revising Code Section 16-12-173, relating to sales from vending machines, as follows:

"16-12-173.

(a)(1) Any person who maintains in such person's place of business a vending machine which dispenses cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products shall place or cause to be placed in a conspicuous place on such vending machine a sign containing the following statement:

'THE PURCHASE OF CIGARETTES, TOBACCO PRODUCTS, ~~OR~~ TOBACCO RELATED OBJECTS, ALTERNATIVE NICOTINE PRODUCTS, OR VAPOR PRODUCTS FROM THIS VENDING MACHINE BY ANY PERSON UNDER 18 YEARS OF AGE IS PROHIBITED BY LAW.'

(2) Any person who maintains in such person's place of business a vending machine which dispenses cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products shall not dispense any ~~non-tobacco~~ other type of product, other than matches, in such vending machine.

(b) Any person who fails to comply with the requirements of subsection (a) of this Code section shall be guilty of a misdemeanor; provided, however, for a first offense, the sentence shall be a fine not to exceed \$300.00.

(c) It shall be a violation of subsection (a) of Code Section 16-12-171 for any person knowingly to allow a minor to operate a vending machine which dispenses cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products.

(d) The offenses provided for by paragraph (1) of subsection (b) of Code Section 16-12-171 shall apply to the operation by a minor of a vending machine which dispenses cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products.

(e)(1) The sale or offering for sale of cigarettes, tobacco products, ~~or~~ tobacco related objects, alternative nicotine products, or vapor products from vending machines shall not be permitted except:

(A) In locations which are not readily accessible to minors, including but not limited to:

- (i) Factories, businesses, offices, and other places which are not open to the general public;
- (ii) Places open to the general public which do not admit minors; and
- (iii) Places where alcoholic beverages are offered for sale;

(B) In areas which are in the immediate vicinity, plain view, and under the continuous supervision of the proprietor of the establishment or an employee who will observe the purchase of cigarettes, tobacco products, ~~and~~ tobacco related objects, alternative nicotine products, and vapor products from the vending machine; and

(C) In rest areas adjacent to roads and highways of the state.

(2) Violation of this subsection shall be punished as provided in subsection (b) of this Code section for violation of subsection (a) of this Code section."

SECTION 5.

Said article is further amended by revising subsection (a) of Code Section 16-12-174, relating to distribution of tobacco product samples, as follows:

"(a) As used in this Code section, the term 'tobacco product sample' means a cigarette, tobacco product, alternative nicotine product, or vapor product distributed to members of the general public at no cost for purposes of promoting the product."

SECTION 6.

Said article is further amended by revising subsection (b) of Code Section 16-12-175, relating to enforcement actions, collection and report of fines, inspections by law enforcement agencies, and annual report, as follows:

"(b) The state revenue commissioner, acting through special agents or enforcement officers, shall annually conduct random, unannounced inspections at locations where cigarettes, tobacco products, alternative nicotine products, or vapor products are sold or distributed to ensure compliance with this article. Persons under the age of 18 years may be enlisted to test compliance with this article; provided, however, that such persons may be used to test compliance with this article only if the testing is conducted under the direct supervision of such special agents or enforcement officers and written parental consent has been provided. Any other use of persons under the age of 18 years to test compliance with this article or any other prohibition of like or similar import shall be unlawful and the person or persons responsible for such use shall be subject to

the penalties prescribed in this article. The state revenue commissioner shall prepare annually for submission by the Governor to the secretary of the United States Department of Health and Human Services the report required by section 1926 of subpart I of part B of Title XIX of the federal Public Health Service Act, 42 U.S.C. 300x-26."

SECTION 7.

This Act shall become effective on July 1, 2014.

SECTION 8.

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

Y Clark, J	Y Golick	Y Marin	Y Setzler	Y Williams, E
Y Clark, V	Y Gordon	Y Martin	Y Sharper	Y Williamson
Y Coleman	Y Gravley	Y Maxwell	Y Shaw	Y Yates
Y Cooke	Y Greene	Y Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, by substitute, the ayes were 164, nays 2.

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

HB 763. By Representatives Epps of the 144th, Wilkinson of the 52nd, Cheokas of the 138th, Kidd of the 145th, Peake of the 141st and others:

A BILL to be entitled an Act to amend Part 2 of Article 9 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to funding, donations, property, and scholarships with respect to the Georgia Military College, so as to revise legislative intent language regarding certain postsecondary study beyond the second year level; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED
AN ACT

To amend Part 2 of Article 9 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to funding, donations, property, and scholarships with respect to the Georgia Military College, so as to revise legislative intent language regarding certain postsecondary study beyond the second year level; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Part 2 of Article 9 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to funding, donations, property, and scholarships with respect to the Georgia Military College, is amended by revising Code Section 20-3-560, relating to legislative intent, as follows:

"20-3-560.

It is the intention of the General Assembly that the Georgia Military College be a state-wide institution dedicated to providing a high-quality military education to the youth of this state, but not beyond the level of the second year of postsecondary study except for Bachelor of Applied Science degree programs which assist graduates of institutions under the Technical College System of Georgia in the attainment of a four-year

bachelor's degree; provided, however, that no branch of the Georgia Military College shall offer any Bachelor of Applied Science degree program that is currently being offered by an institution of the Board of Regents of the University System of Georgia which is located in the same county as such branch; provided, however further, that the level of such educational programs shall be subject to the availability of funds appropriated by the General Assembly. The student enrollment of the college shall reflect as closely as possible the racial and demographic makeup of the state."

SECTION 2.

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

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

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

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

Y Coleman	Y Gravley	Y Maxwell	Y Shaw	Y Yates
Y Cooke	Y Greene	Y Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, by substitute, the ayes were 169, nays 0.

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

HB 904. By Representative McCall of the 33rd:

A BILL to be entitled an Act to amend Code Section 12-2-2 of the Official Code of Georgia Annotated, relating to permit applications and appeals procedures relative to laws enforced by the Environmental Protection Division of the Department of Natural Resources, so as to establish that persons are not aggrieved by listings on the hazardous site inventory that occur after a certain date; to provide for an effective date; to repeal conflicting laws; and for other purposes.

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

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

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

Y Casas	E Fullerton	Y Kirby	Y Rogers, C	Y Wilkerson
Y Chandler	Y Gardner	Y Knight	Y Rogers, T	Y Wilkinson
Y Channell	Y Gasaway	Y Lindsey	Y Rutledge	Y Willard
Chapman	Y Geisinger	Y Lumsden	Y Rynders	Y Williams, A
Y Cheokas	Y Glanton	Y Mabra	Y Scott	Y Williams, C
Y Clark, J	Y Golick	Y Marin	Y Setzler	Y Williams, E
Y Clark, V	Y Gordon	Y Martin	Y Sharper	Y Williamson
Y Coleman	Y Gravley	Y Maxwell	Y Shaw	Y Yates
Y Cooke	Y Greene	Y Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, the ayes were 161, nays 6.

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

Representative Kidd of the 145th moved that the following Bill of the House be immediately transmitted to the Senate:

HB 763. By Representatives Epps of the 144th, Wilkinson of the 52nd, Cheokas of the 138th, Kidd of the 145th, Peake of the 141st and others:

A BILL to be entitled an Act to amend Part 2 of Article 9 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to funding, donations, property, and scholarships with respect to the Georgia Military College, so as to revise legislative intent language regarding certain postsecondary study beyond the second year level; to provide for related matters; to repeal conflicting laws; and for other purposes.

The motion prevailed.

HB 863. By Representatives Golick of the 40th, Ramsey of the 72nd, Hamilton of the 24th, Dudgeon of the 25th, Pak of the 108th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to general provisions relative to offenses against public health and morals, so as to change provisions relating to cruelty to animals and aggravated cruelty to animals; to provide for and change definitions; to clarify provisions relating to justification; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read:

A BILL TO BE ENTITLED
AN ACT

To amend Article 1 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to general provisions relative to offenses against public health and morals, so as to change provisions relating to cruelty to animals and aggravated cruelty to animals; to provide for and change definitions; to clarify provisions relating to justification; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 1 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to general provisions relative to offenses against public health and morals, is amended by revising Code Section 16-12-4, relating to cruelty to animals, as follows:

"16-12-4.

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

(1) 'Adequate care' shall include, but shall not be limited to, adequate food, adequate water, sanitary conditions, adequate ventilation, adequate shelter, and veterinary care consistent with the normal requirements and feeding habits of an animal's size, species, breed, age, and physical condition.

~~(1)(2)~~ (2) 'Animal' shall not include any fish nor shall such term include any pest that might be exterminated or removed from a business, residence, or other structure.

~~(2)~~ 'Conviction' shall include pleas of guilty or nolo contendere or probation as a first offender pursuant to Article 3 of Chapter 8 of Title 42 and any conviction, plea of guilty or nolo contendere, or probation as a first offender for an offense under the laws of the United States or any of the several states that would constitute a violation of this Code section if committed in this state.

(3) 'Malice' means:

(A) An actual intent, which may be shown by the circumstances connected to the act, to cause the particular harm produced without justification or excuse; or

(B) The wanton and willful doing of an act with an awareness of a plain and strong likelihood that a particular harm may result.

~~(3)~~ 'Willful neglect' means the intentional withholding of food and water required by an animal to prevent starvation or dehydration.

(b) A person commits the offense of cruelty to animals when he or she ~~causes death or unjustifiable physical pain or suffering to any animal by an act, an omission, or willful neglect:~~

(1) Causes physical pain, suffering, or death to an animal by any unjustifiable act or omission; or

(2) Having intentionally exercised care and control of an animal, fails to provide adequate care to such animal.

~~(c)~~ Any person convicted of ~~a violation of this subsection~~ the offense of cruelty to animals shall be guilty of a misdemeanor; provided, however, that:

~~(1) Any person who is convicted of a second or subsequent violation of this subsection shall be punished by imprisonment not to exceed 12 months, a fine not to exceed \$5,000.00, or both; and~~

~~(2) Any any person who is convicted of a second or subsequent violation of this subsection which results in the death of an animal has had a prior adjudication of guilt for the offense of cruelty to animals, or an adjudication of guilt for the commission of an offense under the laws of any other state, territory, possession, or dominion of the United States, or of any foreign nation recognized by the United States, which would constitute the offense of cruelty to animals if committed in this state, including an adjudication of a juvenile for the commission of an act, whether committed in this state or in any other state, territory, possession, or dominion of the United States, or any foreign nation recognized by the United States, which if committed by an adult would constitute the offense of cruelty to animals, upon the second or subsequent conviction of cruelty to animals shall be guilty of a misdemeanor of a high and aggravated nature and shall be punished by imprisonment for not less than three months nor more than 12 months, a fine not to exceed \$10,000.00, or both, which punishment shall not be suspended, probated, or withheld.~~

~~(e)(d)~~ A person commits the offense of aggravated cruelty to animals when he or she knowingly and maliciously:

~~(1) Maliciously causes the death or physical harm to of an animal;~~

~~(2) Maliciously causes physical harm to an animal by depriving it of a member of its body, by rendering a part of such animal's body useless, or by seriously disfiguring such animal animal's body or a member thereof;~~

~~(3) Maliciously tortures an animal by the infliction of or subjection to severe or prolonged physical pain;~~

~~(4) Maliciously administers poison to an animal, or exposes an animal to any poisonous substance, with the intent that the substance be taken or swallowed by the animal; or~~

~~(5) Having care and control of an animal, maliciously fails to provide adequate care to such animal to the extent that the death of such animal results, or a member of its body is rendered useless, or its body or a member thereof is seriously disfigured.~~

~~(e) Any A person convicted of the offense of aggravated cruelty to animals shall be guilty of a felony and shall be punished by imprisonment for not less than one nor more than five years, a fine not to exceed \$15,000.00, or both; provided, however, that any person who is convicted of a second or subsequent violation of this subsection has had a prior adjudication of guilt for the offense of aggravated cruelty to animals, or an adjudication of guilt for the commission of an offense under the laws of any other state, territory, possession, or dominion of the United States, or of any foreign nation recognized by the United States, which would constitute the offense of aggravated cruelty to animals if committed in this state, including an adjudication of a juvenile for the commission of an act, whether committed in this state or in any other state, territory, possession, or dominion of the United States, or any foreign nation recognized by the United States, which if committed by an adult would constitute the offense of~~

aggravated cruelty to animals, upon the second or subsequent conviction of aggravated cruelty to animals shall be punished by imprisonment for not less than one nor more than five ten years, a fine not to exceed the amount provided by Code Section 17-10-8 \$100,000.00, or both.

~~(d)~~(f) Before sentencing a defendant for any conviction under this Code section, the sentencing judge may require psychological evaluation of the offender and shall consider the entire criminal record of the offender.

~~(e)~~(g) The provisions of this Code section shall not be construed as prohibiting conduct which is otherwise permitted under the laws of this state or of the United States, including, but not limited to, agricultural, animal husbandry, butchering, food processing, marketing, scientific, research, training, medical, zoological, exhibition, competitive, hunting, trapping, fishing, wildlife management, or pest control practices or the authorized practice of veterinary medicine nor to limit in any way the authority or duty of the Department of Agriculture, Department of Natural Resources, any county board of health, any law enforcement officer, dog, animal, or rabies control officer, humane society, veterinarian, or private landowner protecting his or her property.

~~(f)(1) Nothing in this Code section shall be construed as prohibiting a person from:~~

~~(A) Defending his or her person or property, or the person or property of another, from injury or damage being caused by an animal; or~~

~~(B) Injuring or killing an animal reasonably believed to constitute a threat for injury or damage to any property, livestock, or poultry.~~

(h)(1) A person shall be justified in injuring or killing an animal when and to the extent that he or she reasonably believes that such act is necessary to defend against an imminent threat of injury or damage to any person, other animal, or property.

(2) A person shall not be justified in injuring or killing an animal under the circumstances set forth in paragraph (1) of this subsection when:

(A) The person being threatened is attempting to commit, committing, or fleeing after the commission or attempted commission of a felony; or

(B) The person or other animal being threatened is attempting to commit or committing a trespass or other tortious interference with property.

~~(2)~~(3) The method used to injure or kill such an animal under the circumstances set forth in paragraph (1) of this subsection shall be designed to be as humane as is possible under the circumstances. A person who humanely injures or kills an animal under the circumstances indicated in this subsection shall incur no civil or criminal liability or criminal responsibility for such injury or death."

SECTION 2.

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

The following amendment was read and adopted:

Representative Golick of the 40th et al. offer the following amendment:

Amend the House Committee on Judiciary, Non-civil substitute to HB 863 (LC 29 5947S) by inserting "or aggravated cruelty to animals" before the comma on line 45.

By inserting "or aggravated cruelty to animals" after "animals" on lines 48 and 52.

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

On the passage of the Bill, by substitute, as amended, the ayes were 166, nays 1.

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

HB 973. By Representatives Lindsey of the 54th, Willard of the 51st, Ramsey of the 72nd, Dempsey of the 13th and Evans of the 42nd:

A BILL to be entitled an Act to amend Article 7B of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to false Medicaid claims, so as to provide for changes to civil penalties for false or fraudulent Medicaid claims; to provide for a definition; to revise certain provisions relating to when the court shall dismiss a civil action or claim; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED
AN ACT

To amend Article 7B of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to false Medicaid claims, so as to provide for changes to civil penalties for false or fraudulent Medicaid claims; to provide for a definition; to revise certain provisions relating to when the court shall dismiss a civil action or claim; 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 7B of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to false Medicaid claims, is amended by revising Code Section 49-4-168.1, relating to civil penalties for false or fraudulent Medicaid claims, as follows:

"49-4-168.1.

(a) Any person who:

- (1) Knowingly presents or causes to be presented to the Georgia Medicaid program a false or fraudulent claim for payment or approval;
- (2) Knowingly makes, uses, or causes to be made or used a false record or statement material to a false or fraudulent claim;
- (3) ~~Conspires to defraud the Georgia Medicaid program by getting a false or fraudulent claim allowed or paid~~ commit a violation of paragraph (1), (2), (4), (5), (6), or (7) of this subsection;
- (4) Has possession, custody, or control of property or money used or to be used by the Georgia Medicaid program and knowingly delivers, or causes to be delivered, less than all of such property or money;

(5) Is authorized to make or deliver a document certifying receipt of property used, or to be used, by the Georgia Medicaid program and, intending to defraud the Georgia Medicaid program, makes or delivers the receipt without completely knowing that the information on the receipt is true;

(6) Knowingly buys, or receives as a pledge of an obligation or debt, public property from an officer or employee of the Georgia Medicaid program who lawfully may not sell or pledge the property; or

(7) Knowingly makes, uses, or causes to be made or used a false record or statement material to an obligation to pay or transmit property or money to the Georgia Medicaid program, or knowingly conceals or knowingly and improperly avoids or decreases an obligation to pay or transmit property or money to the Georgia Medicaid program,

shall be liable to the State of Georgia for a civil penalty of not less than \$5,500.00 and not more than \$11,000.00 for each false or fraudulent claim, plus three times the amount of damages which the Georgia Medicaid program sustains because of the act of such person.

(b) The provisions of subsection (a) of this Code section notwithstanding, if the court finds that:

(1) The person committing the violation of this subsection furnished officials of the Georgia Medicaid program with all information known to such person about the violation within 30 days after the date on which the defendant first obtained the information;

(2) Such person fully cooperated with any government investigation of such violation; and

(3) At the time such person furnished the Georgia Medicaid program with the information about the violation, no criminal prosecution, civil action, or administrative action had commenced under this article with respect to such violation, and the person did not have actual knowledge of the existence of an investigation into such violation,

the court may assess not more than two times the amount of the actual damages which the Georgia Medicaid program sustained because of the act of such person.

(c) A person violating any provision of subsection (a) of this Code section shall also be liable to this state for all costs of any civil action brought to recover the damages and penalties provided under this article.

(d) As used in this Code section, the term 'Georgia Medicaid program' includes any contractor, subcontractor, or agent for the Georgia Medicaid program, including, but not limited to, a managed care program operated, funded, or reimbursed by the Georgia Medicaid program."

SECTION 2.

Said article is further amended by revising in subsection (l) of Code Section 49-4-168.2, relating to the role of the Attorney General in pursuing cases, civil actions by private

person, special procedures for civil actions by private person, limitation on participation, stay of discovery, and receipt of proceeds, as follows:

- "(1)(1) As used in this subsection, the term 'original source' means an individual who:
- (A) Prior to public disclosure, has voluntarily disclosed to the Attorney General the information on which allegations or transactions in a claim are based; or
 - (B) Has knowledge that is independent of and materially adds to publicly disclosed allegations or transactions and who has voluntarily provided such information to the Attorney General before filing a civil action under this Code section.
- (2) The court shall dismiss a civil action or claim under this Code section, unless opposed by the Attorney General, if substantially the same allegations or transactions as alleged in the action or claim were publicly disclosed:
- (A) In any criminal, civil, or administrative hearing in which the State of Georgia or its employee, agent, or contractor is a party;
 - (B) In a ~~congressional~~, legislative, or other ~~state or federal~~ Georgia report, hearing, audit, or investigation; or
 - (C) From the news media,
- unless the civil action is brought by the Attorney General or the person bringing the civil action is an original source of the information."

SECTION 3.

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

SECTION 4.

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

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

On the passage of the Bill, by substitute, the ayes were 171, nays 0.

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

Representative Lindsey of the 54th asked unanimous consent that HB 973 be immediately transmitted to the Senate.

It was so ordered.

HR 1186. By Representatives Geisinger of the 48th, Carter of the 175th, Glanton of the 75th, Dickson of the 6th, Chandler of the 105th and others:

A RESOLUTION requesting the State Board of Education and the State Department of Education to impose as a requirement for high school graduation the successful completion of a SKILLS FOR SUCCESS financial literacy class; 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	N Gregory	N McCall	Y Sims, C
Y Alexander	Y Cooper	Y Hamilton	Y McClain	Y Smith, E
N Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, M
N Atwood	Y Dempsey	N Harrell	N Moore	Y Smith, R
Y Ballinger	Y Dickerson	Y Hatcher	Y Morgan	Y Smyre
Y Barr	Y Dickey	Y Hawkins	Y Morris	N Spencer
Y Battles	Y Dickson	Y Henson	Y Mosby	Y Stephens, M
Y Beasley-Teague	Y Dollar	Y Hightower	Y Nimmer	Y Stephens, R
Y Bell	Y Douglas	Y Hitchens	Y Nix	Y Stephenson
Y Bennett	E Drenner	Y Holcomb	Y Oliver	Y Stovall
Y Bentley	Y Dudgeon	Y Holmes	Y O'Neal	N Stover
Y Benton	Y Dukes	N Holt	Y Pak	Y Strickland
Beverly	Y Dunahoo	Y Houston	Y Parrish	Y Talton
Y Black	Y Duncan	Y Howard	Y Parsons	Y Tankersley
N Braddock	N Dutton	Y Hugley	Y Peake	Y Tanner
Y Broadrick	Y Efration	Y Jackson	N Pezold	N Tarvin
Y Brockway	E Ehrhart	Y Jacobs	Y Powell, A	Y Taylor, D
Y Brooks	Y England	E Jasperse	Y Powell, J	Y Taylor, T
Y Bruce	Y Epps, C	Y Jones, J	Y Prince	Y Teasley
Y Bryant	Y Epps, J	Y Jones, L	Y Pruet	E Thomas, A.M.
Y Buckner	Y Evans	Y Jones, S	N Quick	N Turner
Y Burns	Y Fleming	N Jordan	Y Ramsey	Y Waites
Y Caldwell, J	Y Floyd	Y Kaiser	Y Randall	Y Watson, B
N Caldwell, M	Y Fludd	Y Kelley	Y Rice	Y Watson, S
Y Carson	Y Frazier	Y Kendrick	Y Riley	Y Welch
Y Carter	Y Frye	Y Kidd	N Roberts	E Weldon
Y Casas	E Fullerton	Y Kirby	Y Rogers, C	Y Wilkerson
Y Chandler	Y Gardner	Y Knight	Y Rogers, T	Y Wilkinson
Y Channell	Y Gasaway	Y Lindsey	Y Rutledge	Y Willard
N Chapman	Y Geisinger	Y Lumsden	N Rynders	Y Williams, A
Y Cheokas	Y Glanton	Y Mabra	Y Scott	Y Williams, C
Y Clark, J	Y Golick	Y Marin	Y Setzler	Y Williams, E
Y Clark, V	Y Gordon	Y Martin	Y Sharper	Y Williamson
Y Coleman	N Gravley	Y Maxwell	Y Shaw	Y Yates
N Cooke	Y Greene	Y Mayo	Y Sims, B	Ralston, Speaker

On the adoption of the Resolution, the ayes were 149, nays 22.

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

HB 292. By Representative Battles of the 15th:

A BILL to be entitled an Act to amend Article 5 of Chapter 25 of Title 47 of the Official Code of Georgia Annotated, relating to benefits under the Magistrates Retirement Fund of Georgia, so as to establish the maximum average final monthly compensation calculated in determining benefits; to provide conditions for an effective date and automatic repeal; 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 Chapter 25 of Title 47 of the Official Code of Georgia Annotated, relating to the Magistrates Retirement Fund of Georgia, so as provide for a certain retirement benefit; to change the membership dues; to provide for the calculation of dues and benefits for certain members; to establish the maximum average final monthly compensation calculated in determining benefits; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 25 of Title 47 of the Official Code of Georgia Annotated, relating to the Magistrates Retirement Fund of Georgia, is amended by revising subsection (b) of Code Section 47-25-21, relating to the secretary-treasurer, as follows:

"(b) The secretary-treasurer shall be paid retirement benefits upon retiring ~~as secretary-treasurer as provided in Article 5 of this chapter for a full time chief magistrate retiring with the highest benefit allowed by such article and shall be entitled to any retirement option allowed by such article~~ in an amount equal to the minimum retirement benefit provided under Code Section 47-25-81."

SECTION 2.

Said chapter is further amended by revising Code Section 47-25-41, relating to member dues, as follows:

"47-25-41.

Each member shall pay into the fund as dues ~~the sum of \$105.00~~ a sum equal to 3.42 percent of the member's maximum average final monthly compensation established by subsection (a) of Code Section 47-25-81 per month. Each month's dues shall be paid not later than the tenth day of that month."

SECTION 3.

Said chapter is further amended by adding a new Code section to read as follows:

"47-25-42.

No compensation used to calculate a retirement benefit under the Judges of the Probate Courts Retirement Fund of Georgia shall be used to calculate member dues or retirement benefits under this chapter."

SECTION 4.

Said chapter is further amended by revising Code Section 47-25-81, relating to amount of benefits, as follows:

"47-25-81.

(a) Any member who is approved for retirement benefits as provided in Code Section 47-25-80 shall be paid a monthly sum equal to 4 percent of his or her average final monthly compensation for each year served by the member up to, but not exceeding, a total of 20 years; provided, however, that the final annual compensation used for calculating a benefit under this Code section shall not exceed ~~\$33,772.20; provided, further, that the \$42,781.22~~ or the amount fixed in the following schedule according to county population, whichever amount is higher:

<u>Population</u>	<u>Maximum Average Final Monthly Compensation</u>
<u>500,000 or more</u>	<u>\$ 7,247.87</u>
<u>400,000 - 499,999</u>	<u>6,975.70</u>
<u>300,000 - 399,999</u>	<u>6,703.53</u>
<u>250,000 - 299,999</u>	<u>6,072.65</u>
<u>200,000 - 249,999</u>	<u>5,594.17</u>
<u>150,000 - 199,999</u>	<u>5,132.49</u>
<u>100,000 - 149,999</u>	<u>4,797.70</u>
<u>75,000 - 99,999</u>	<u>4,490.76</u>
<u>50,000 - 74,999</u>	<u>4,183.47</u>
<u>39,000 - 49,999</u>	<u>3,732.53</u>
<u>29,000 - 38,999</u>	<u>3,512.80</u>
<u>20,000 - 28,999</u>	<u>3,293.34</u>
<u>11,890 - 19,999</u>	<u>3,073.88</u>
<u>6,000 - 11,889</u>	<u>2,713.53</u>
<u>0 - 5,999</u>	<u>1,975.98</u>

(b) The board of commissioners is authorized to adopt from time to time a method or methods of providing for increases in the maximum final monthly compensation used for calculating a benefit as provided in this Code section. Such method or methods shall be based upon:

- (1) The recommendation of the actuary of the board of commissioners;
- (2) The maintenance of the actuarial soundness of the fund in accordance with the standards provided in Code Section 47-20-10 or such higher standards as may be adopted by the board; and

(3) Such other factors as the board deems relevant; provided, however, that any such increase shall be uniform and shall apply equally to all members of this retirement system.

No time for which dues have not been paid in accordance with Code Section 47-25-41 shall be considered in determining the number of years of service."

SECTION 5.

This Act shall become effective on July 1, 2014, only if it is determined to have been concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not become effective and shall be automatically repealed in its entirety on July 1, 2014, as required by subsection (a) of Code Section 47-20-50.

SECTION 6.

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

Y Casas	E Fullerton	N Kirby	Y Rogers, C	Y Wilkerson
Y Chandler	Y Gardner	Y Knight	Y Rogers, T	Y Wilkinson
Y Channell	Y Gasaway	Y Lindsey	Y Rutledge	Y Willard
N Chapman	Y Geisinger	Y Lumsden	Y Rynders	Y Williams, A
Y Cheokas	Y Glanton	Y Mabra	Y Scott	Y Williams, C
Y Clark, J	Y Golick	Y Marin	Y Setzler	Y Williams, E
Y Clark, V	Y Gordon	Y Martin	Y Sharper	Y Williamson
Y Coleman	N Gravley	Y Maxwell	Y Shaw	Y Yates
Y Cooke	Y Greene	Y Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, by substitute, the ayes were 157, nays 15.

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

HB 778. By Representatives Pezold of the 133rd, Peake of the 141st, Ramsey of the 72nd, Epps of the 144th, Dickey of the 140th and others:

A BILL to be entitled an Act to amend Code Section 26-2-370 of the Official Code of Georgia Annotated, relating to definitions relative to food service establishments, so as to exempt certain nonprofit, charitable entities from regulation; 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 26-2-370 of the Official Code of Georgia Annotated, relating to definitions relative to food service establishments, so as to exempt certain nonprofit, charitable entities from regulation; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 26-2-370 of the Official Code of Georgia Annotated, relating to definitions relative to food service establishments, is amended by revising paragraph (2) as follows:

"(2) 'Food service establishment' means establishments for the preparation and serving of meals, lunches, short orders, sandwiches, frozen desserts, or other edible products either for carry out or service within the establishment. The term includes restaurants; coffee shops; cafeterias; short order cafes; luncheonettes; taverns; lunchrooms; places which retail sandwiches or salads; soda fountains; institutions, both public and private; food carts; itinerant restaurants; industrial cafeterias; catering establishments; and similar facilities by whatever name called. Within a food service establishment, there may be a food sales component, not separately operated. This

food sales component shall be considered as part of the food service establishment. This term shall not include a 'food sales establishment,' as defined in Code Section 26-2-21, except as stated in this definition. The food service component of any food sales establishment defined in Code Section 26-2-21 shall not be included in this definition. This term shall not include any outdoor recreation activity sponsored by the state, a county, a municipality, or any department or entity thereof, any outdoor or indoor (other than school cafeteria food service) public school function, or any outdoor private school function. Such term shall also not include any organization which is operating on its own property or on the property of a party that has provided written consent for the use of such property for such purpose and which is exempt from taxes under paragraph (1) of subsection (a) of Code Section 48-7-25 or under Section 501(d) or paragraphs (1) through (8) or paragraph (10) of Section 501(c) of the Internal Revenue Code for the purpose of operating a house or other residential structures where seriously ill or injured children and their families are provided temporary accommodations in proximity to their treatment hospitals and where food is prepared, served, transported, or stored by volunteer personnel. This term also shall not mean establishments for the preparation and serving of meals, lunches, short orders, sandwiches, frozen desserts, or other edible products if such preparation or serving is an authorized part of and occurs upon the site of an event which:

- (A) Is sponsored by a political subdivision of this state or by an organization exempt from taxes under paragraph (1) of subsection (a) of Code Section 48-7-25 or under Section 501(d) or paragraphs (1) through (8) or paragraph (10) of Section 501(c) of the Internal Revenue Code, as that code is defined in Code Section 48-1-2;
- (B) Is held on the property of such sponsor or on the property of a party that has provided written consent for use of such property for such event;
- (C) Lasts 120 hours or less; and
- (D) When sponsored by such an organization, is authorized to be conducted pursuant to a permit issued by the municipality or county in which it is conducted."

SECTION 2.

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

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

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

Y Abrams	Y Coomer	Y Gregory	Y McCall	Y Sims, C
Y Alexander	Y Cooper	Y Hamilton	Y McClain	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, M
Y Atwood	Y Dempsey	Y Harrell	Y Moore	Y Smith, R
Y Ballinger	Y Dickerson	Y Hatchett	Y Morgan	Y Smyre

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

On the passage of the Bill, by substitute, the ayes were 170, nays 1.

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

The Speaker announced the House in recess until 1:30 o'clock, this afternoon.

AFTERNOON SESSION

The Speaker called the House to order.

Representative Smith of the 70th District, Chairman of the Committee on Natural Resources and Environment, submitted the following report:

Mr. Speaker:

Your Committee on Natural Resources and Environment 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 549 Do Pass, by Substitute

Respectfully submitted,
/s/ Smith of the 70th
Chairman

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

HR 1545. By Representative Nimmer of the 178th:

A RESOLUTION commending the Pierce County High School cheerleading squad on their 2013-2014 GHSA Class AAA State Championship and inviting them to be recognized by the House of Representatives; and for other purposes.

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 1124 Do Pass
HR 1351 Do Pass

HR 1310 Do Pass
HR 1452 Do Pass

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

HR 1124. By Representatives Rice of the 95th, Abrams of the 89th, Brockway of the 102nd, Stephens of the 164th, Jones of the 47th and others:

A RESOLUTION recognizing and commending Dr. H. Allen Ecker and inviting him to be recognized by the House of Representatives; and for other purposes.

HR 1310. By Representatives Kidd of the 145th, Sharper of the 177th, Douglas of the 78th, Hatchett of the 150th, Deffenbaugh of the 1st and others:

A RESOLUTION recognizing and commending Bert Williams on being selected as the 2013 American Community College Football Coaches Association's (ACCFCA) Coach of the Year and inviting him to be recognized by the House of Representatives; and for other purposes.

HR 1351. By Representatives Randall of the 142nd, Beverly of the 143rd, Peake of the 141st, Epps of the 144th and Dickey of the 140th:

A RESOLUTION recognizing February 25, 2014, as Macon-Bibb County Day at the state capitol and inviting citizens and public officials from Macon-Bibb County to be recognized by the House of Representatives; and for other purposes.

HR 1452. By Representatives Dickey of the 140th, Bentley of the 139th, Greene of the 151st and O'Neal of the 146th:

A RESOLUTION commending the Georgia Peach Festival and the 2013 Georgia Peach Queens 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 1546. By Representatives Stovall of the 74th, Glanton of the 75th, Jordan of the 77th and Mabra of the 63rd:

A RESOLUTION recognizing and commending Barbara Eubanks; and for other purposes.

HR 1547. By Representative Harden of the 148th:

A RESOLUTION recognizing and commending Miss Jennifer LeAnne Eadie, 2014 Georgia Watermelon Queen; and for other purposes.

HR 1548. By Representatives Wilkerson of the 38th, Evans of the 42nd, Sharper of the 177th, Kidd of the 145th, Smith of the 41st and others:

A RESOLUTION recognizing and commending Jerry G. Houston; and for other purposes.

HR 1549. By Representative Kelley of the 16th:

A RESOLUTION honoring the Health Law Partnership (HeLP) for ten years of exemplary service to Georgia's children and their families; and for other purposes.

HR 1550. By Representatives Williams of the 168th, Stephens of the 164th, Douglas of the 78th and McClain of the 100th:

A RESOLUTION recognizing Raekwon McMillan; and for other purposes.

HR 1551. By Representative Brooks of the 55th:

A RESOLUTION honoring the life and memory of Mrs. Ruby Nell Enola Gay Durden; and for other purposes.

HR 1552. By Representative Beverly of the 143rd:

A RESOLUTION recognizing Rita B. Maynard in honor of Black History Month; and for other purposes.

HR 1553. By Representatives Wilkinson of the 52nd, Willard of the 51st, Dollar of the 45th, Jacobs of the 80th, Lindsey of the 54th and others:

A RESOLUTION recognizing and commending Dr. Eva Galambos; and for other purposes.

HR 1554. By Representatives Teasley of the 37th, Morgan of the 39th, Evans of the 42nd, Smith of the 41st, Wilkerson of the 38th and others:

A RESOLUTION recognizing and commending Michelle Cooper Kelly; and for other purposes.

HR 1555. By Representatives Douglas of the 78th, Glanton of the 75th, Scott of the 76th, Jordan of the 77th and Waites of the 60th:

A RESOLUTION recognizing and commending Bridget Donaldson, M. D. Roberts Middle School's 2014 Teacher of the Year; and for other purposes.

HR 1556. By Representatives Douglas of the 78th, Mabra of the 63rd, Scott of the 76th, Jordan of the 77th and Waites of the 60th:

A RESOLUTION recognizing and commending Sharonda Ancrum-Collins, Kemp Primary School's 2014 Teacher of the Year; and for other purposes.

HR 1557. By Representatives Douglas of the 78th, Mabra of the 63rd, Scott of the 76th, Jordan of the 77th and Waites of the 60th:

A RESOLUTION recognizing and commending Terrilyn Jones, Kemp Elementary School's 2014 Teacher of the Year; and for other purposes.

HR 1558. By Representatives Marin of the 96th, Coleman of the 97th and Rice of the 95th:

A RESOLUTION commending City of Duluth Chief of Police Randy Belcher; and for other purposes.

HR 1559. By Representative Marin of the 96th:

A RESOLUTION commending the 65th Infantry Regiment; and for other purposes.

HR 1560. By Representative Allison of the 8th:

A RESOLUTION congratulating Virginia Military Institute on its 175th anniversary on November 11, 2014; and for other purposes.

HR 1561. By Representative Allison of the 8th:

A RESOLUTION recognizing the 150th anniversary of the Battle of New Market; and for other purposes.

HR 1562. By Representative Marin of the 96th:

A RESOLUTION commending the Hispanic Organization Promoting Education; and for other purposes.

HR 1563. By Representative Marin of the 96th:

A RESOLUTION commending Apu Inka; and for other purposes.

HR 1564. By Representatives Stovall of the 74th, Glanton of the 75th, Jordan of the 77th and Mabra of the 63rd:

A RESOLUTION recognizing and commending Khairat Animashaun-Ajiboye; and for other purposes.

HR 1565. By Representatives Carson of the 46th, Ralston of the 7th, Parsons of the 44th, Cooper of the 43rd, Ehrhart of the 36th and others:

A RESOLUTION honoring the life and memory of Edward "Kip" William Klein III; and for other purposes.

HR 1566. By Representatives England of the 116th, Benton of the 31st, Rogers of the 29th, Barr of the 103rd, Dunahoo of the 30th and others:

A RESOLUTION recognizing and commending Randall Pugh on the occasion of his retirement; and for other purposes.

HR 1567. By Representative Teasley of the 37th:

A RESOLUTION recognizing and commending Jonathan Edward Sanders; and for other purposes.

HR 1568. By Representatives Stovall of the 74th, Scott of the 76th, Glanton of the 75th, Jordan of the 77th, Waites of the 60th and others:

A RESOLUTION recognizing and commending the Empire Board of Realtists, Inc.; and for other purposes.

HR 1569. By Representatives Wilkinson of the 52nd, Gardner of the 57th, Lindsey of the 54th, Abrams of the 89th, Brooks of the 55th and others:

A RESOLUTION recognizing and commending the Atlanta Community Food Bank on the occasion of its 35th anniversary and for its contributions to the people of the State of Georgia; and for other purposes.

HR 1570. By Representative Teasley of the 37th:

A RESOLUTION recognizing and commending David Andrew Sanders; 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 843. By Representatives Riley of the 50th, Battles of the 15th, Greene of the 151st, Maxwell of the 17th, Buckner of the 137th and others:

A BILL to be entitled an Act to amend Title 47 of the Official Code of Georgia Annotated, relating to retirement and pensions, so as to change certain provisions to ensure compliance with federal laws and regulations; to change provisions relative to maximum allowable benefits; to provide that certain employees shall have no right to receive as cash certain employer paid employee contributions; 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 Gregory	Y McCall	Sims, C
Y Alexander	Y Cooper	Y Hamilton	Y McClain	Y Smith, E
Y Allison	Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Smith, M
Y Atwood	Y Dempsey	Y Harrell	Y Moore	Y Smith, R
Y Ballinger	Y Dickerson	Y Hatchett	Morgan	Y Smyre
Y Barr	Y Dickey	Y Hawkins	Morris	Y Spencer
Y Battles	Y Dickson	Henson	Y Mosby	Y Stephens, M
Y Beasley-Teague	Dollar	Y Hightower	Y Nimmer	Y Stephens, R
Y Bell	Y Douglas	Y Hitchens	Y Nix	Stephenson
Y Bennett	E Drenner	Y Holcomb	Y Oliver	Y Stovall
Y Bentley	Y Dudgeon	Y Holmes	Y O'Neal	Y Stover
Y Benton	Y Dukes	Y Holt	Y Pak	Y Strickland
Y Beverly	Y Dunahoo	Y Houston	Y Parrish	Y Talton
Y Black	Y Duncan	Y Howard	Y Parsons	Y Tankersley
Y Braddock	Y Dutton	Y Hugley	Y Peake	Y Tanner
Y Broadrick	Y Efstration	Y Jackson	Y Pezold	Y Tarvin
Y Brockway	E Ehrhart	E Jacobs	Y Powell, A	Y Taylor, D
Y Brooks	Y England	E Jasperse	Y Powell, J	Y Taylor, T
Y Bruce	Y Epps, C	Y Jones, J	Y Prince	Y Teasley
Y Bryant	Y Epps, J	Y Jones, L	Y Pruett	Y Thomas, A.M.
Y Buckner	Y Evans	Jones, S	Y Quick	Y Turner
Burns	Y Fleming	Y Jordan	Y Ramsey	Y Waites
Y Caldwell, J	Floyd	Y Kaiser	Y Randall	Y Watson, B
Y Caldwell, M	Y Fludd	Y Kelley	Y Rice	Y Watson, S
Y Carson	Y Frazier	Kendrick	Y Riley	Welch
Y Carter	Y Frye	Y Kidd	Y Roberts	E Weldon
Y Casas	E Fullerton	Y Kirby	Y Rogers, C	Y Wilkerson
Y Chandler	Y Gardner	Y Knight	Y Rogers, T	Y Wilkinson
Y Channell	Y Gasaway	Y Lindsey	Y Rutledge	Willard
Y Chapman	E Geisinger	Y Lumsden	Y Rynders	Williams, A
Y Cheokas	E Glanton	Y Mabra	Y Scott	Y Williams, C
Y Clark, J	Y Golick	Y Marin	Y Setzler	Y Williams, E
Y Clark, V	Y Gordon	Y Martin	Y Sharper	Y Williamson
Y Coleman	Y Gravley	Y Maxwell	Y Shaw	Y Yates
Y Cooke	Y Greene	Y Mayo	Y Sims, B	Ralston, Speaker

On the passage of the Bill, the ayes were 155, nays 0.

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

HB 753. By Representatives Powell of the 32nd and Hitchens of the 161st:

A BILL to be entitled an Act to amend Article 1 of Chapter 1 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions of identifying and regulating motor vehicles, so as to provide for federal regulatory requirements; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED
AN ACT

To amend Code Section 32-6-5 of the Official Code of Georgia Annotated, relating to closure of or limiting access to roads due to inclement weather and exceptions for certain vehicle operators, so to expand the classification of vehicles that require tire chains to travel on a road declared as a limited access road due to inclement weather conditions; to amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, so as to provide for federal regulatory requirements; to provide for further restrictions on the use of controlled-access roadways; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 32-6-5 of the Official Code of Georgia Annotated, relating to closure of or limited access to roads due to inclement weather and exceptions for certain vehicle operators, is amended by revising subsection (a) as follows:

"(a) The department may close or limit access to any portion of road on the state highway system due to a declared state of emergency for inclement weather conditions that results in dangerous driving conditions. There shall be erected or posted signage of adequate size indicating that a portion of the state highway system has been closed or access has been limited. When the department determines a road shall have limited access due to a declared state of emergency for inclement winter weather conditions, notice shall be given to motorists through posted signage that motor vehicles must be equipped with tire chains, four-wheel drive with adequate tires for existing conditions, or snow tires with a manufacturer's all weather rating in order to proceed. Such signage shall inform motorists that it shall be unlawful to proceed on such road without such equipment. With the exception of buses, operators of commercial motor vehicles as

defined by Code Section 40-1-1 with four or more drive wheels traveling on a road declared as limited access due to a declared state of emergency for inclement winter weather conditions shall affix tire chains to at least four of the drive wheel tires. Bus and motor coach operators shall affix tire chains to at least two of the drive wheel tires before proceeding on a road with limited access due to a declared state of emergency for inclement winter weather conditions. For purposes of this Code section, the term 'tire chains' means metal chains which consist of two circular metal loops, positioned on each side of a tire, connected by not less than nine evenly spaced chains across the tire tread or any other traction devices ~~capable of providing traction equal to or exceeding that of such metal chains under similar conditions~~ as provided for by rules and regulations of the commissioner of public safety."

SECTION 2.

Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, is amended by revising Code Section 40-1-8, relating to safe operations of motor carriers and commercial motor vehicles, as follows:

"40-1-8.

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

(1) 'Commissioner' means the commissioner of public safety.

(2) 'Department' means the Department of Public Safety.

(3) 'Present regulations' means the regulations promulgated under 49 C.F.R. in force and effect on January 1, 2014.

(b) The commissioner shall have the authority to promulgate rules and regulations for the safe operation of motor carriers, the safe operation of commercial motor vehicles and drivers, and the safe transportation of hazardous materials. Any such rules and regulations promulgated or deemed necessary by the commissioner shall include, but are not limited to, the following:

(1) Every commercial motor vehicle and all parts thereof shall be maintained in a safe condition at all times; and the lights, brakes, ~~and equipment, and all other parts or accessories~~ shall meet such safety requirements ~~as the commissioner shall from time to time promulgate~~ designated by present regulations under Parts 393 and 396;

(2) Every driver employed to operate a motor vehicle for a motor carrier shall:

(A) Be at least 18 years of age to operate a motor vehicle for a motor carrier intrastate and at least 21 years of age to operate a motor vehicle for a motor carrier interstate;

(B) Meet the qualification requirements the commissioner shall from time to time promulgate;

(C) Be of temperate habits and good moral character;

(D) Possess a valid driver's license;

(E) Not use or possess prohibited drugs or alcohol while on duty; and

(F) Be fully competent and sufficiently rested to operate the motor vehicle under his or her charge;

(3) Accidents arising from or in connection with the operation of commercial motor vehicles shall be reported to the commissioner of transportation in such detail and in such manner as the commissioner of transportation may require;

(4) The commissioner shall require each commercial motor vehicle to have attached such distinctive markings as shall be adopted by the commissioner. Such identification requirements shall comply with the applicable provisions of the federal Unified Carrier Registration Act of 2005; and

(5) The commissioner shall provide distinctive rules for the transportation of unmanufactured forest products in intrastate commerce to be designated the 'Georgia Forest Products Trucking Rules.'

(c)(1) Regulations governing the safe operations of motor carriers, commercial motor vehicles and drivers, and the safe transportation of hazardous materials may be adopted by administrative order, including, but not limited to, by referencing compatible federal regulations or standards without compliance with the procedural requirements of Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' provided that such federal regulations or standards shall be maintained on file by the department and made available for inspection and copying by the public, by means including, but not limited to, posting on the department's Internet site. The commissioner may comply with the filing requirements of Chapter 13 of Title 50 by filing with the office of the Secretary of State the name and designation of such rules, regulations, standards, and orders. The courts shall take judicial notice of rules, regulations, standards, or orders so adopted or published.

(2) Rules, regulations, or orders previously adopted, issued, or promulgated pursuant to the provisions of Chapter 7 or 11 of Title 46 in effect on June 30, 2011, shall remain in full force and effect until such time as the commissioner of public safety adopts, issues, or promulgates new rules, regulations, or orders pursuant to the provisions of this Code section.

(d)(1) The commissioner may, pursuant to rule or regulation, specify and impose civil monetary penalties for violations of laws, rules, and regulations relating to driver and motor carrier safety and transportation of hazardous materials. Except as may be hereafter authorized by law, the maximum amount of any such monetary penalty shall not exceed the maximum penalty authorized by law or rule or regulation for the same violation immediately prior to July 1, 2005.

(2) A cause of action for the collection of a penalty imposed pursuant to this subsection may be brought in the superior court of the county where the principal place of business of the penalized company is located or in the superior court of the county where the action giving rise to the penalty occurred.

(e) The commissioner is authorized to adopt such rules and orders as he or she may deem necessary in the enforcement of this Code section. Such rules and orders shall have the same dignity and standing as if such rules and orders were specifically provided in this Code section. The commissioner is authorized to establish such exceptions or exemptions from the requirements of this Code section, as he or she shall

deem appropriate, consistent with any federal program requirements, and consistent with the protection of the public health, safety, and welfare.

(f)(1) The commissioner may designate members of the department, pursuant to Article 5 of Chapter 2 of Title 35, to perform regulatory compliance inspections. Members of county, municipal, campus, and other state agencies may be designated by the commissioner to perform regulatory compliance inspections only of vehicles, drivers, and cargo in operation, and may only enforce the provisions of rules and regulations promulgated under this Code section or Article 2 of this chapter subject to the provisions of a valid agreement between the commissioner and the county, municipal, campus, or other state agency.

(2) Unless designated and authorized by the commissioner, no members of county, municipal, campus, and other state agencies may perform regulatory compliance inspections.

(g) No person shall drive or operate, or cause the operation of, a vehicle in violation of an out-of-service order. As used in this subsection, the term 'out-of-service order' means a temporary prohibition against operating as a motor carrier or driving or moving a vehicle, freight container or any cargo thereon, or any package containing a hazardous material.

(h) Unless otherwise provided by law, a motor carrier or operator of a commercial motor vehicle shall comply with ~~the present regulations~~ as follows:

(1) Motor carrier safety standards found in 49 C.F.R. Part 391;

(2) Motor carrier safety standards found in 49 C.F.R. Part 392, including but not limited to the seatbelt ~~Seatbelt~~ usage requirements ~~found~~ in 49 C.F.R. Section 392.16; and

(3) Hours of service and record of duty status requirements of 49 C.F.R. Part 395.

(i) A person failing to comply with the requirements of paragraph (2) of subsection (h) of this Code section shall be guilty of the misdemeanor offense of failure to wear a seat safety belt while operating a commercial motor vehicle and, upon conviction thereof, shall be fined not more than \$50.00 but shall not be subject to imprisonment. 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 a person for conviction thereof. No points shall be added pursuant to Code Section 40-5-57 and no additional fines or penalties shall be imposed.

(j) Every officer, agent, or employee of any corporation and every person who violates or fails to comply with this Code section or any order, rule, or regulation adopted pursuant to this Code section, or who procures, aids, or abets a violation of this Code section or such rule or regulation, shall be guilty of a misdemeanor. Misdemeanor violations of this Code section may be prosecuted, handled, and disposed of in the manner provided for by Chapter 13 of this title."

SECTION 3.

Said title is further amended by revising Code Section 40-6-51, relating to further restrictions on use of controlled-access roadways, as follows:

"40-6-51.

(a)(1) Any motor vehicle with more than six wheels and commercial motor vehicles as defined by Code Section 40-1-1 shall not travel on any portions of Interstates 20, 75, or 85 that are located within the arc of Interstate 285 unless the driver of such motor vehicle is:

(A) Engaging in a pick up or delivery to or from a shipper located inside the arc of Interstate 285;

(B) Traveling to or from such motor vehicle's terminal facility located inside the arc of Interstate 285;

(C) Traveling to or from a repair facility located inside the arc of Interstate 285 for service; or

(D) Traveling to or from his or her residence which is located inside the arc of Interstate 285.

(2) The Department of Transportation by order and local authorities by ordinance may regulate or prohibit the use of any controlled-access roadway within their respective jurisdictions by any class or kind of traffic which is found to be incompatible with the normal and safe movement of traffic.

(b) The Department of Transportation or the local authority adopting any such prohibition shall erect and maintain official traffic-control devices on the controlled-access highway on which such prohibitions are applicable, and when such devices are in place no person shall disobey the restrictions stated thereon.

(c) For purposes of this Code section, roadways within the jurisdiction of the Department of Transportation and roadways within the jurisdiction of local authorities shall be as set forth in Code Section 32-4-1.

(d) A driver of a motor vehicle failing to comply with the requirements of subsection (a) of this Code section shall be fined \$150.00. A driver of a motor vehicle failing to comply with subsection (a) of this Code section during a declared state of emergency for inclement weather conditions shall be fined \$1,000.00."

SECTION 4.

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	N Gregory	Y McCall	Sims, C
Y Alexander	Y Cooper	Y Hamilton	Y McClain	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Smith, L
Y Anderson	Y Deffenbaugh	Harden	E Mitchell	Smith, M
Y Atwood	Y Dempsey	Y Harrell	N Moore	Y Smith, R
Y Ballinger	Y Dickerson	Y Hatchett	Morgan	Y Smyre

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

On the passage of the Bill, by substitute, the ayes were 156, nays 2.

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

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.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED
AN ACT

To amend Subpart 2 of Part 6 of Article 17 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to health insurance plans for public school teachers, so as to revise coverage for employees of county and regional libraries; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Subpart 2 of Part 6 of Article 17 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to health insurance plans for public school teachers, is amended by revising paragraph (4) of Code Section 20-2-880, relating to definitions, as follows:

"(4) 'Public school teacher,' 'teacher,' and 'employee' mean any person employed not less than half time in a professionally certificated capacity or position in the public school systems of this state. 'Public school teacher,' 'teacher,' and 'employee' also mean librarians and other personnel employed not less than 30 hours per week by regional and county libraries. 'Public school teacher,' 'teacher,' and 'employee' also mean personnel employed by ~~or~~ the high school program of Georgia Military College. 'Public school teacher,' 'teacher,' and 'employee' also mean any professionally certificated person who has acquired ten years or more of creditable service and who is being paid retirement benefits by the Teachers Retirement System of Georgia, Chapter 3 of Title 47, or by any other public school teacher retirement system in this state. 'Public school teacher,' 'teacher,' and 'employee' also mean any person employed not less than half time and compensated in a professionally certificated capacity or position in a charter school in this state established pursuant to Article 31 of Chapter 2 of Title 20 if such charter school elects upon initial approval of its charter or, if such charter school is an existing charter school, elects upon notice by the health insurance plan provided in this part or upon the expiration of its current health care plan or by no later than December 31, 2009, to participate in the health insurance plan established pursuant to this subpart. 'Public school teacher,' 'teacher,' and 'employee' shall not be deemed to include any emergency or temporary employee. Notwithstanding this definition or any other provision of this subpart, the board may, by regulation, make available to employees who work 17 1/2 hours or more per week such benefits as are required to be made available to such employees by regulations of the United States Internal Revenue Service or any other federal authority."

SECTION 2.

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

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

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

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

On the passage of the Bill, by substitute, the ayes were 166, nays 0.

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

HB 920. By Representatives Teasley of the 37th, Golick of the 40th, Smith of the 134th, Carson of the 46th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Chapter 25 of Title 33 of the Official Code of Georgia Annotated, relating to life insurance, so as to provide for unclaimed life insurance benefits provisions; to provide for a short title; to

provide for a purpose; to provide for definitions; to provide for insurer conduct; to provide for insurer unclaimed property reporting; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED
AN ACT

To amend Chapter 25 of Title 33 of the Official Code of Georgia Annotated, relating to life insurance, so as to provide for unclaimed life insurance benefits provisions; to provide for a short title; to provide for a purpose; to provide for definitions; to provide for insurer conduct; to provide for insurer unclaimed property reporting; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 25 of Title 33 of the Official Code of Georgia Annotated, relating to life insurance, is amended by adding a new Code section to read as follows:

"33-25-14.

(a) This Code section shall be known and may be cited as the 'Unclaimed Life Insurance Benefits Act.'

(b) This Code section shall require recognition of the escheat or unclaimed property statutes of this state and require the complete and proper disclosure, transparency, and accountability relating to any method of payment for life insurance death benefits regulated by the Insurance Department; provided, however, that neither the Commissioner nor the State Treasurer shall promulgate regulations or issue bulletins that impose, or interpret this Code section to impose, additional duties and obligations on insurers, beyond those set forth in this Code section, or otherwise attempt to expand the requirements of this Code section.

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

(1) 'Account owner' means the owner of a retained asset account who is a resident of this state.

(2) 'Annuity' means an annuity contract issued in this state. The term 'annuity' shall not include any annuity contract used to fund an employment-based retirement plan or program where the insurer takes direction from the plan sponsor and plan administrator.

(3) 'Death Master File' means the Social Security Administration's Death Master File or any other data base or service that is at least as comprehensive as the Social

Security Administration's Death Master File for determining that a person has reportedly died.

(4) 'Death Master File match' means a search of the Death Master File that results in a match of a person's name and social security number or the name and date of birth.

(5) 'Insurer' means a life insurance company authorized to transact the class of insurance designated in Code Section 33-3-5 as Class (1).

(6) 'Knowledge of death' means, for purposes of this chapter and Article 5 of Chapter 12 of Title 44:

(A) A receipt of an original or valid copy of a certified death certificate; or

(B) A Death Master File match validated by a secondary source by the insurer.

(7) 'Person' means the policy owner, insured, annuity owner, annuitant, or account owner, as applicable under the policy, annuity, or retained asset account subject to this Code section.

(8) 'Policy' means any policy or certificate of life insurance issued in this state. The term 'policy' shall not include:

(A) Any policy or certificate of life insurance that provides a death benefit under an employee benefit plan subject to the Employee Retirement Income Security Act of 1974, 29 U.S.C. Section 1002, as periodically amended, or under any federal employee benefit program;

(B) Any policy or certificate of life insurance that is used to fund a preneed funeral contract or prearrangement;

(C) Any policy or certificate of credit life or accidental death insurance; or

(D) Any policy issued to a group master policyholder for which the insurer does not provide record keeping services.

(9) 'Record keeping services' means those circumstances under which the insurer has agreed with a group policyholder to be responsible for obtaining, maintaining, and administering in its own systems information about each individual insured under an insured's group insurance contract, or a line of coverage thereunder, at least the following information:

(A) Social security number or name and date of birth;

(B) Beneficiary designation information;

(C) Coverage eligibility;

(D) Benefit amount; and

(E) Premium payment status.

(d)(1)(A) An insurer shall perform a comparison of its in-force policies, annuities, and retained asset accounts issued in this state against a Death Master File, on at least a semiannual basis, to identify potential Death Master File matches.

(B) An insurer may comply with the requirements of this subsection by using the full Death Master File once and thereafter using the Death Master File update files for future comparisons.

(C) Nothing in this subsection shall limit the insurer from requesting a valid death certificate as part of any claims validation process.

(2)(A) If an insurer learns of the possible death of a person, through a Death Master File match or otherwise, then the insurer shall within 90 days:

(i) Complete a good faith effort, which shall be documented by the insurer, to confirm the death of the person against other available records and information;

(ii) Review its records to determine whether the deceased person had purchased any other products with the insurer;

(iii) Determine whether benefits may be due in accordance with any applicable policy, annuity, or retained asset account; and

(iv) If the beneficiary or other authorized representative has not communicated with the insurer within the 90 day period, take reasonable steps, which shall be documented by the insurer, to locate and contact the beneficiary or beneficiaries or other authorized representative on any such policy, annuity, or retained asset account, including but not limited to sending the beneficiary information regarding the insurer's claims process, including the need to provide an official death certificate if applicable under the policy, annuity, or retained asset account.

(B) In the event the insurer is unable to confirm the death of a person following a Death Master File match, an insurer may consider such policy, annuity, or retained asset account to be in-force in accordance with its terms.

(3) To the extent permitted by law, an insurer may disclose minimum necessary personal information about a person or beneficiary to a person who the insurer reasonably believes may be able to assist the insurer in locating the beneficiary or a person otherwise entitled to payment of the claims proceeds.

(4) An insurer or its service provider shall not charge any beneficiary or other authorized representative for any fees or costs associated with a Death Master File search or verification of a Death Master File match conducted pursuant to this subsection.

(5) The benefits from a life insurance policy, annuity, or retained asset account, plus any applicable accrued interest, shall be payable pursuant to the terms of the contract or, if applicable, in accordance with probate law. In the event the proper recipients cannot be found, the benefits shall escheat to the state as unclaimed property pursuant to Code Section 44-12-198. Interest payable under Code Section 33-25-10 shall not be payable as unclaimed property under Code Section 44-12-198.

(6) The Commissioner may adopt such rules and regulations as may be reasonably necessary to implement the provisions of this subsection.

(7) The Commissioner may, in his or her reasonable discretion, make an order:

(A) Limiting an insurer's Death Master File comparisons required under paragraph (1) of this subsection to the insurer's electronic searchable files or approving a plan and timeline for conversion of the insurer's files to electronic searchable files;

(B) Exempting an insurer from the Death Master File comparisons required under paragraph (1) of this subsection or permitting an insurer to perform such comparisons less frequently than semiannually upon a demonstration of financial hardship by the insurer; or

(C) Phasing in compliance with this subsection according to a plan and timeline approved by the Commissioner.

(8) Failure to meet any requirement of this subsection with such frequency as to constitute a general business practice is a violation of Chapter 6 of this title. Nothing herein shall be construed to create or imply a private cause of action for a violation of this subsection.

(e) In the event that an insurer:

(1) Has identified a person as deceased through a Death Master File match through a search described in paragraph (1) of subsection (d) of this Code section or other information source;

(2) Has validated such information through a secondary information source; and

(3) Is unable to locate a beneficiary located in this state under the policy, annuity, or retained asset account after conducting reasonable search efforts during the period of up to one year after the insurer's validation of the Death Master File match, or if no beneficiary, if the person, as applicable for unclaimed reporting purposes, has a last known address in this state,

then the insurer is authorized to report and remit the proceeds of such policy, annuity, or retained asset account due to this state on an early reporting basis, without further notice or consent by the state, after attempting to contact such beneficiary pursuant to Code Section 44-12-198. Once reported and proceeds remitted, the insurer shall be relieved and indemnified from any and all additional liability to any person relating to the proceeds reported and remitted, including but not limited to any liability under Code Section 44-12-214 for all proceeds reported and remitted to the state pursuant to this subsection. This indemnification from liability shall be in addition to any other protections provided by law."

SECTION 2.

This Act shall be applicable to policies issued or renewed on or after January 1, 2015.

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 Gregory	Y McCall	Sims, C
Y Alexander	Y Cooper	Y Hamilton	Y McClain	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Smith, M
Y Atwood	Y Dempsey	Y Harrell	Y Moore	Y Smith, R
Y Ballinger	Y Dickerson	Y Hatchett	Y Morgan	Y Smyre

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

On the passage of the Bill, by substitute, the ayes were 168, nays 0.

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

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.

The following Committee substitute was read and adopted:

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 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.

Article 2 of Chapter 16 of Title 50 of the Official Code of Georgia Annotated, relating to the State Properties Code, is amended by revising paragraph (8) of Code Section 50-16-31, relating to definitions for provisions relating to the State Properties Code, and by adding a new paragraph (2.1) to read as follows:

"(2.1) 'Conveyance' means the sale or other disposition of real property including a transfer of fee simple title, lease, and easement."

"(8) 'Property' means:

- (A) The Western and Atlantic Railroad including all the property associated with the railroad as of December 26, 1969, unless the same has otherwise been provided for by Act or resolution of the General Assembly;
- (B) All the property owned by the state in Tennessee other than that property included in subparagraph (A) of this paragraph;
- (C) The state owned property facing Peachtree, Cain, and Spring streets in the City of Atlanta, Fulton County, Georgia, upon which the Governor's mansion once stood and which is commonly referred to and known as the 'Henry Grady Hotel property' or 'old Governor's mansion site property';
- (D) Any state owned real property the custody and control of which has been transferred to the commission by executive order of the Governor; ~~and~~
- (E) Any state owned real property the custody and control of which has been transferred to the commission by an Act or resolution of the General Assembly without specific instructions as to its disposition; and
- (F) Any real property interest titled in the name of the state."

SECTION 2.

Said article is further amended by revising Code Section 50-16-34, relating to the powers and duties of the State Properties Commission generally, as follows:

"50-16-34.

The commission, in addition to other powers and duties set forth in other Code sections of this article, shall have the power and duty to:

- (1) Inspect, control, manage, oversee, and preserve the property;
- (2) Maintain at all times a current inventory of the property;
- (3) Authorize the payment of any tax or assessment legally levied by the State of Tennessee or any governmental subdivision thereof upon any part of the property situated within the State of Tennessee;
- (4) Prepare lease or sale proposals affecting the property for submission to the General Assembly;
- (5) Approve a conveyance of state property; provided, however, that the commission shall not be authorized to approve a conveyance of state property that exceeds a value of \$500,000.00 as determined by an appraisal or opinion of value;
- ~~(5)~~(6) Subject to the limitation contained in this article, determine all of the terms and conditions of each instrument prepared or executed by it;
- ~~(6)~~(7) Have prepared, ~~in advance of advertising for bids as provided for in Code Section 50-16-39,~~ a thorough report of such data as will enable the commission to arrive at a fair valuation of the property ~~involved in such advertisement;~~ and to include within the report either an opinion of the value if the conveyance is to a public entity or at least two written appraisals one written appraisal of the value of the property if the conveyance is to a private entity, which appraisals appraisal shall be made by a person or persons familiar with property values in the area where the property is situated; ~~provided, however, that one of the appraisals shall be made by and who is a member of a nationally recognized appraisal organization; and provided, further, that in.~~ If the written appraisal values the property in excess of \$100,000.00 then a second written appraisal shall be required. In the case of the Western and Atlantic Railroad, the appraisal, other than the one required to be made by a member of a nationally recognized appraisal organization, at least two written appraisals shall be required one of which may be the latest valuation report of the Western and Atlantic Railroad prepared by the Interstate Commerce Commission or successor agency;
- ~~(7)~~(8) Contract with any person for the preparation of studies or reports as to:
 - (A) The value of such property including, but not limited to, sale value, lease value, and insurance value;
 - (B) The proper utilization to be made of such property; and
 - (C) Any other data necessary or desirable to assist the commission in the execution and performance of its duties;
- ~~(8)~~(9) Insure the improvements on all or any part of the property against loss or damage by fire, lightning, tornado, or other insurable casualty; and insure the contents of the improvements against any such loss or damage;
- ~~(9)~~(10) Inspect as necessary any of the property which may be under a lease, rental agreement, or revocable license agreement in order to determine whether the property is being kept, preserved, cared for, repaired, maintained, used, and operated in

accordance with the terms and conditions of the lease, rental agreement, or revocable license agreement and to take such action necessary to correct any violation of the terms and conditions of the lease, rental agreement, or revocable license agreement;

~~(10)~~(11) Deal with and dispose of any unauthorized encroachment upon, or use or occupancy of, any part of the property, whether the encroachment, use, or occupancy is permissive or adverse, or whether with or without claim of right therefor; to determine whether the encroachment, use, or occupancy shall be removed or discontinued or whether it shall be permitted to continue and, if so, to what extent and upon what terms and conditions; to adjust, settle, and finally dispose of any controversy that may exist or arise with respect to any such encroachment, use, or occupancy in such manner and upon such terms and conditions as the commission may deem to be in the best interest of the state; to take such action as the commission may deem proper and expedient to cause the removal or discontinuance of any such encroachment, use, or occupancy; and to institute and prosecute for and on behalf of and in the name of the state such actions and other legal proceedings as the commission may deem appropriate for the protection of the state's interest in or the assertion of the state's title to such property;

~~(11)~~(12) Settle, adjust, and finally dispose of any claim, dispute, or controversy of any kind whatsoever arising out of the terms and conditions, operation, or expiration of any lease of the property or grant of rights in the property;

~~(12)~~(13) Negotiate and prepare for submission to the General Assembly amendments to any existing lease, which amendments shall not, for the purposes of paragraph (4) of this Code section and Code Section 50-16-39, be interpreted as lease proposals or proposals to lease, provided:

(A) That the lessee of the lease as it is to be amended shall be either the lessee, a successor, an assignee, or a sublessee as to all or a portion of the property described in the lease as first executed or as heretofore amended; and

~~(B) That unless otherwise provided in the lease as first executed or as heretofore amended:~~

~~(i) The commission shall prepare each amendment in at least four counterparts all of which shall immediately be signed by the lessee, whose signature shall be witnessed in the manner required by the applicable law for public recording of conveyances of real estate. The signing shall constitute an offer by the lessee and shall not be subject to revocation by the lessee unless it is rejected by the General Assembly or the Governor as provided in this Code section. A resolution containing an exact copy of the amendment, or to which an exact copy of the amendment is attached, shall be introduced in the General Assembly in either the House of Representatives, the Senate, or both, if then in regular session, or, if not in regular session at such time, at the next regular session of the General Assembly. The resolution, in order to become effective, shall receive the same number of readings and, in both the House of Representatives and the Senate, go through the same processes and procedures as a bill;~~

~~(ii) If either the House of Representatives or the Senate fails to adopt (pass) the resolution during the regular session by a constitutional majority vote in each house, the offer shall be considered rejected by the General Assembly;~~

~~(iii) If the resolution is adopted (passed) during the regular session by a constitutional majority vote of both the House of Representatives and the Senate but is not approved by the Governor, the offer shall be considered rejected by the Governor;~~

~~(iv) If the resolution is adopted (passed) during the regular session by a constitutional majority vote of both the House of Representatives and the Senate and is approved by the Governor, whenever in the judgment of the chairperson of the commission all of the precedent terms and conditions of the amendment and the resolution, if there are any, have been fulfilled or complied with, the chairperson of the commission, in his or her capacity as Governor of the state, shall execute and deliver to the lessee the amendment for and on behalf of and in the name of the state. The Governor's signature shall be attested by the secretary of the commission in his or her capacity as Secretary of State. The Secretary of State shall also affix the great seal of the state to the amendment; and~~

~~(v)(B) On or before December 31 in each year the executive director of the State Properties Commission shall submit a report describing all amendments conveyances and proposed conveyances negotiated during that year or under negotiation at the date of the report to the chairmen chairpersons of the Senate Finance State Institutions and Property Committee and the State Institutions and Property Committee of the House Committee on State Properties or such other standing committee that routinely considers state property related issues as designated by the President of the Senate or the Speaker of the House of Representatives;~~

~~(13)(14) Exercise such other powers and perform such other duties as may be necessary or desirable to inspect, control, manage, oversee, and preserve the property;~~

~~(14)(15) Do all things and perform all acts necessary or convenient to carry out the powers and fulfill the duties given to the commission in this article;~~

~~(15)(16) Perform all terms including, but not limited to, termination, satisfy all conditions, fulfill all requirements, and discharge all obligations and duties contained in all leases or contracts of sale of the property conveyances which provide that the commission is empowered to act or shall act for and on behalf of the state (lessor or seller) and which leases or contracts of sale conveyances have heretofore been approved and adopted (passed) or authorized by a resolution of the General Assembly or which leases or contracts of sale conveyances may be approved and adopted (passed) or authorized by a resolution of the General Assembly with the latter resolution being approved by the Governor;~~

~~(16)(17) Perform all terms, satisfy all conditions, fulfill all requirements, discharge all obligations, and otherwise implement the disposition of real property for and on behalf of the state when the General Assembly so provides in any enactment,~~

including Acts or resolutions, authorizing or directing a disposition of real property of the state or of any instrumentality of the state; and
(17)(18) Provide or perform acquisition related services to or for all state entities."

SECTION 3.

Said article is further amended by revising Code Section 50-16-39, relating to public competitive bidding procedure for sales and leases, acceptance or rejection of bids by commission, General Assembly, or the Governor, and execution of leases and deeds, as follows:

"50-16-39.

(a) Subject to authorization by the General Assembly as provided in Code Section 50-16-40, any conveyance ~~Any proposal to lease, other than a lease of mineral resources provided for in Code Section 50-16-43, or sell any part of the property pursuant to the power granted by paragraph (4) of Code Section 50-16-34~~ shall be initiated and carried out in accordance with this Code section.

(b) ~~Any such lease or sale shall be made upon public competitive bidding and the invitation for bids shall be advertised once a week for four consecutive weeks in the legal organ and in one or more newspapers of general circulation in the county or counties wherein is situated the property to be bid upon and in the legal organ of Fulton County, Georgia. Prior to such advertising, the commission shall prepare a proposed form of lease or contract of sale and deed and appropriate instructions which shall be furnished to prospective bidders under such conditions as the commission may prescribe.~~ A conveyance to a private entity shall be made only upon a public competitive process in accordance with rules established by the commission. The commission shall be authorized to accept sealed bids and best and final offers for any conveyance of property.

(c) When a conveyance is based upon the acceptance of sealed bids, the ~~Sealed~~ bids shall be submitted to the ~~secretary~~ executive director of the commission, or his or her designee, and each bid shall be accompanied by a bid bond or such other security as may be prescribed by the commission. All bids shall be opened in public on the date and at the time and place specified in the invitation for bids. The commission shall formally determine and announce which bid and bidder it considers to be most advantageous to the state. The commission shall have the right to reject any or all bids and bidders and the right to waive formalities in bidding.

(d) The commission shall give no less than 30 days' prior written notice of its intention to convey property which has been declared surplus. Notice shall be made by registered or certified mail or statutory overnight delivery and electronic transmission. The notice shall include a description of the property including the size, location, and prior use. The notice shall be mailed and electronically transmitted to the Office of Legislative Counsel, the Speaker of the House of Representatives, the President of the Senate, and the chairpersons of the standing committees of the Senate and the House of Representatives which regularly consider proposed legislation related to state property, and all members of the General Assembly whose legislative district contains all or a

portion of the property that is the subject of a proposed conveyance. If any member of the General Assembly whose legislative district contains all or a portion of the property that is a subject of a proposed conveyance objects to such conveyance in writing to the commission not later than 30 days following the mailing of the notice required by this subsection, then the commission shall no longer be authorized to convey such property without the approval of the General Assembly as provided in Code Section 50-16-40.

~~(e) When the commission formally determines and announces which bid and bidder or offer and offeror it considers to be most advantageous to the state, the commission shall then prepare the instrument of lease or contract of sale and deed, ~~in at least four counterparts, which lease or contract of sale shall be immediately signed by the prospective lessee or purchaser, whose signature shall be witnessed in the manner required by the applicable law for public recording of conveyances of real estate. The signing shall constitute a bid by the prospective lessee or purchaser and shall not be subject to revocation by the prospective lessee or purchaser unless it is rejected by the General Assembly or the Governor as provided in this Code section. A resolution containing an exact copy of the proposed lease or contract of sale and deed, or to which an exact copy of the proposed lease or contract of sale and deed is attached, shall be introduced in the General Assembly in either the House of Representatives, the Senate, or both, if then in regular session, or, if not in regular session at such time, at the next regular session of the General Assembly. The resolution, in order to become effective, shall receive the same number of readings and, in both the House of Representatives and the Senate, go through the same processes and procedures as a bill.~~~~

~~(e) If either the House of Representatives or the Senate fails to adopt (pass) the resolution during the regular session by a constitutional majority vote in each house, the bid shall be considered rejected by the General Assembly.~~

~~(f) If the resolution is adopted (passed) during the regular session by a constitutional majority vote of both the House of Representatives and the Senate but is not approved by the Governor, the bid shall be considered rejected by the Governor.~~

~~(g) If the resolution is adopted (passed) during the regular session by a constitutional majority vote of both the House of Representatives and the Senate and is approved by the Governor, the The chairperson of the commission, in his or her capacity as Governor of the state or, with the permission of the Governor, the executive director, shall execute and deliver to the purchaser the contract of sale for and on behalf of and in the name of the state, and thereupon both parties to the agreement shall be bound thereby. The Governor's signature or the signature of the executive director shall be attested by the secretary of the commission in his or her capacity as Secretary of State. The Secretary of State or the executive director shall also affix the great seal of the state to the contract of sale. Whenever, in the judgment of the chairperson of the commission, all of the terms and conditions of the contract of sale, or all of the precedent terms and conditions of the contract of sale, or all of the precedent terms and conditions of the lease have been fulfilled or complied with, the chairperson of the commission in his or her capacity as Governor of the state shall execute and deliver to the purchaser or lessee the deed or lease for and on behalf of and in the name of the~~

state. The Governor's or executive director's signature shall be attested by the secretary of the commission in his or her capacity as Secretary of State. The Secretary of State or executive director shall also affix the great seal of the state to the deed or lease."

SECTION 4.

Said article is further amended by revising Code Section 50-16-40, relating to interesse termini provisions not considered, as follows:

"50-16-40.

(a) Approval by the General Assembly of conveyances generally.

(1) The commission shall prepare each conveyance of property with a value of \$500,000.00 or more for consideration by the General Assembly and the Governor as provided in this Code section.

(2) The commission shall not submit to the General Assembly for its consideration any lease conveyance which provides that either:

(1)(A) The lessee conveyee will not obtain possession of the leased premises within a period of five years from the commencement date of the regular session of the General Assembly to which the lease conveyance is submitted for consideration; or

(2)(B) The term of the lease conveyance will not commence within a period of five years from the commencement date of the regular session of the General Assembly to which the lease conveyance is submitted for consideration.

(b) Conveyances submitted to the General Assembly during regular session.

(1) A resolution containing a general description of the proposed conveyance shall be introduced in the General Assembly in either the Senate, the House of Representatives, or both, if then in regular session, or if not in regular session at such time, at the next regular session of the General Assembly; provided, however, that conveyances may be considered outside the regular session of the General Assembly in a manner provided in subsection (c) of this Code section. Such resolution shall be prepared with the assistance of the Office of Legislative Counsel and shall not be submitted until approved by that office. The resolution shall authorize the commission to convey the property by appropriate instrument for fair market value or other consideration and provisions as the commission shall in its discretion determine to be in the best interest of the State of Georgia. The resolution, in order to become effective, shall receive the same number of readings and in both the Senate and the House of Representatives go through the same processes and procedures as a bill:

(A) If either the Senate or the House of Representatives fails to adopt the resolution during the regular session by a majority vote in each house, the conveyance shall be considered rejected by the General Assembly;

(B) If the resolution is adopted during the regular session by a majority vote of both the Senate and the House of Representatives but is not approved by the Governor, the conveyance shall be considered rejected by the Governor; and

(C) If the resolution is adopted during the regular session by a majority vote of both the Senate and the House of Representatives and is approved by the Governor, whenever in the judgment of the chairperson of the commission all of the precedent

terms and conditions of the resolution, if there are any, have been fulfilled or complied with, the chairperson of the commission, in his or her capacity as Governor of the state, or the executive director shall execute and deliver to the conveyee the agreement for and on behalf of and in the name of the State of Georgia. The Governor's or executive director's signature shall be attested by the secretary of the commission in his or her capacity as Secretary of State. The Secretary of State or executive director shall also affix the great seal of the state to the amendment.

(2) A conveyance resolution submitted to the General Assembly during the regular legislative session pursuant to this subsection shall not be amended or considered for amendment after more than 20 days of its original filing in either the Senate or the House of Representatives. In addition, such bill shall not have any amendment at any time that pertains to matters unrelated to a state property conveyance.

(c) Conveyances initiated prior to regular session of the General Assembly.

(1) Not more than twice outside of the regular session of the General Assembly the commission may prepare a resolution containing a description of proposed conveyances which shall be submitted to the President of the Senate and the Speaker of the House of Representatives and to the chairpersons of the standing committees of the Senate and of the House of Representatives which regularly consider proposed legislation related to state property. The resolution shall be prepared with the assistance of the Office of Legislative Counsel and shall not be submitted until approved by that office. A copy of the proposed resolution shall also be provided to each member whose legislative district contains all or a portion of the property that is the subject of a proposed conveyance.

(2) The standing committees that regularly consider matters related to state property in the Senate and the House of Representatives may meet not more than twice a year at a time outside of the regular legislative session of the General Assembly, on or about July and October of each year. At such meeting the committees shall only consider property conveyance resolutions submitted by the commission and shall vote to approve or disapprove of such resolution. If a committee in the Senate or the House of Representatives approves a resolution by a majority vote, then a committee report shall be prepared reflecting the committee's approval of the resolution. If both the Senate and the House of Representatives committees approve a resolution, then the resolution shall be filed at the next regular session of the General Assembly with a copy of both committee reports attached. The resolution, in order to become effective, shall receive the same number of readings in both the Senate and the House of Representatives and shall then be voted on as any other bill; provided, however, that such bills shall not be subject to assignment to any committee or subcommittee of either the Senate or the House of Representatives and shall not be subject to any amendment."

SECTION 5.

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

SECTION 6.

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

On the passage of the Bill, by substitute, the ayes were 163, nays 2.

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

HB 898. By Representatives Pak of the 108th and Chandler of the 105th:

A BILL to be entitled an Act to amend Titles 39 and 49 of the O.C.G.A., relating to minors and social services, respectively, so as to repeal the Interstate Compact on Juveniles enacted in 1972 in Title 39 and enact a new Interstate Compact for Juveniles in Title 49; to amend Code Section 15-11-10 and Title 49 of the Official Code of Georgia Annotated, relating to the exclusive original jurisdiction of juvenile courts and social services, respectively, so as to correct cross-references; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

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

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

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

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

On the passage of the Bill, the ayes were 169, nays 0.

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

HB 910. By Representatives Kelley of the 16th, Cooper of the 43rd and Jasperse of the 11th:

A BILL to be entitled an Act to amend Code Section 31-2-4 of the Official Code of Georgia Annotated, relating to the powers, duties, functions, and responsibilities of the Department of Community Health, so as to authorize the department to approve medical-legal partnerships; to provide for standards and guidelines; to provide for statutory construction; 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	N Gregory	Y McCall	Sims, C
Y Alexander	Y Cooper	Y Hamilton	Y McClain	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, M
Y Atwood	Y Dempsey	Y Harrell	N Moore	Y Smith, R
Y Ballinger	Y Dickerson	Y Hatchett	Y Morgan	Y Smyre
Y Barr	Y Dickey	Y Hawkins	Y Morris	Y Spencer
Y Battles	Y Dickson	Y Henson	Y Mosby	Y Stephens, M
Y Beasley-Teague	Y Dollar	Y Hightower	Y Nimmer	Y Stephens, R
Y Bell	Y Douglas	Y Hitchens	Y Nix	Y Stephenson
Y Bennett	E Drenner	Y Holcomb	Y Oliver	Y Stovall
Y Bentley	Y Dudgeon	Y Holmes	Y O'Neal	Y Stover
Y Benton	Y Dukes	Y Holt	Y Pak	Y Strickland
Y Beverly	Y Dunahoo	Y Houston	Y Parrish	Y Talton
Y Black	Y Duncan	Y Howard	Y Parsons	Y Tankersley
Y Braddock	Y Dutton	Y Hugley	Y Peake	Y Tanner
Y Broadrick	Y Efrstration	Y Jackson	Y Pezold	Y Tarvin
Y Brockway	E Ehrhart	Y Jacobs	Y Powell, A	Y Taylor, D
Y Brooks	Y England	E Jasperse	Y Powell, J	Y Taylor, T
Y Bruce	Y Epps, C	Y Jones, J	Y Prince	Y Teasley
Y Bryant	Y Epps, J	Y Jones, L	Y Pruett	Y Thomas, A.M.
Y Buckner	Y Evans	Y Jones, S	Y Quick	Y Turner
Y Burns	Y Fleming	Y Jordan	Y Ramsey	Y Waites
Y Caldwell, J	Y Floyd	Y Kaiser	Y Randall	Y Watson, B

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

On the passage of the Bill, the ayes were 167, nays 2.

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

HB 816. By Representatives Williamson of the 115th, England of the 116th, Brockway of the 102nd, Fludd of the 64th, Gravley of the 67th and others:

A BILL to be entitled an Act to amend Code Section 48-8-2 of the Official Code of Georgia Annotated, relating to definitions relative to state sales and use taxes, so as to change a certain definition; 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 Gregory	Y McCall	Y Sims, C
Y Alexander	Y Cooper	Y Hamilton	Y McClain	Y Smith, E
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, L
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, M
Y Atwood	Y Dempsey	Y Harrell	Y Moore	Y Smith, R
Y Ballinger	Y Dickerson	Y Hatcher	Y Morgan	Y Smyre
Y Barr	Y Dickey	Y Hawkins	Y Morris	Y Spencer
Y Battles	Y Dickson	Y Henson	Y Mosby	Y Stephens, M
Y Beasley-Teague	Y Dollar	Y Hightower	Y Nimmer	Y Stephens, R
Y Bell	Y Douglas	Y Hitchens	Y Nix	Y Stephenson
Y Bennett	E Drenner	Y Holcomb	Y Oliver	Y Stovall
Y Bentley	Y Dudgeon	Y Holmes	Y O'Neal	Y Stover
Y Benton	Y Dukes	Y Holt	Y Pak	Y Strickland
Y Beverly	Y Dunahoo	Y Houston	Y Parrish	Y Talton
Y Black	Y Duncan	Y Howard	Y Parsons	Y Tankersley
Y Braddock	Y Dutton	Y Hugley	Y Peake	Y Tanner
Y Broadrick	Y Efrstration	Y Jackson	Y Pezold	Y Tarvin
Y Brockway	E Ehrhart	Y Jacobs	Y Powell, A	Y Taylor, D
Y Brooks	Y England	E Jasperse	Y Powell, J	Y Taylor, T
Y Bruce	Y Epps, C	Y Jones, J	Y Prince	Y Teasley

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

On the passage of the Bill, the ayes were 170, nays 0.

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

Representative Dickson of the 6th moved that the following Bill of the House be withdrawn from the Committee on Judiciary Non-Civil and recommitted to the Committee on Regulated Industries:

HB 1051. By Representatives Dickson of the 6th, Powell of the 32nd, Golick of the 40th and England of the 116th:

A BILL to be entitled an Act to amend Code Section 50-36-1 of the Official Code of Georgia Annotated, relating to requirements, procedures, and conditions for verification of lawful presence within the United States, exceptions, regulations, and criminal and other penalties for violations, so as to change certain provisions relating to such verification of lawful presence in conjunction with the electronic filing of an application for a license, certificate, permit, or registration, or renewal thereof, issued by a professional licensing board; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The motion prevailed.

Representative Moore of the 22nd asked unanimous consent that the following Bill of the House be withdrawn:

HB 1033. By Representative Moore of the 22nd:

A BILL to be entitled an Act to amend Article 2 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to offenses against public

order, so as to repeal the offense of loitering; to provide that no local governing authority shall adopt an ordinance prohibiting loitering; to provide that under no circumstances shall a citizen be required to identify himself or herself to a law enforcement officer; to amend Chapter 1 of Title 42 of the Official Code of Georgia Annotated, relating to general provisions relative to penal institutions, so as to repeal certain prohibitions against sexual offenders loitering in certain locations; to repeal conflicting laws; and for other purposes.

It was so ordered.

Representative England of the 116th District, Chairman of the Committee on Appropriations, submitted the following report:

Mr. Speaker:

Your Committee on Appropriations 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 810 Do Pass, by Substitute

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

Representative Cooper of the 43rd District, Chairman of the Committee on Health and Human Services, submitted the following report:

Mr. Speaker:

Your Committee on Health and Human Services 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 971 Do Pass, by Substitute
SB 273 Do Pass

Respectfully submitted,
/s/ Cooper of the 43rd
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 1027 Do Pass, by Substitute

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

Representative Willard of the 51st District, Chairman of the Committee on Judiciary, submitted the following report:

Mr. Speaker:

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

HB 990 Do Pass, by Substitute

Respectfully submitted,
/s/ Willard of the 51st
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 and Resolution of the House and has instructed me to report the same back to the House with the following recommendations:

HB 777 Do Pass, by Substitute
HB 985 Do Pass, by Substitute
HR 1183 Do Pass

Respectfully submitted,
/s/ Golick of the 40th
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 459 Do Pass, by Substitute
HB 881 Do Pass

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

Representative Maxwell of the 17th District, Chairman 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 1051 Do Pass, by Substitute

Respectfully submitted,
/s/ Maxwell of the 17th
Chairman

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 844 Do Pass
HB 935 Do Pass
HB 937 Do Pass

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

Representative Sims of the 123rd District, Chairman of the Committee on State Properties, submitted the following report:

Mr. Speaker:

Your Committee on State Properties 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 700 Do Pass, by Substitute
HB 702 Do Pass, by Substitute
SB 301 Do Pass

Respectfully submitted,
/s/ Sims of the 123rd
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.