

Representative Hall, Atlanta, Georgia

Monday, February 1, 2016

Thirteenth 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	E Coomer	Hatchett	Metze	Smith, E
Alexander	Cooper	Hawkins	Mitchell	Smith, L
Allison	Corbett	Henson	Morris	Smith, M
Atwood	Dawkins-Haigler	Hightower	Nimmer	Smith, R
Ballinger	Deffenbaugh	Hitchens	Nix	Spencer
Barr	Dempsey	Holcomb	E Oliver	Stephens, M
Battles	Dickerson	Holmes	Pak	Stephens, R
Beasley-Teague	Dickey	Houston	Parrish	Stovall
Belton	Dickson	Howard	Parsons	Stover
Bennett, K	Dollar	Hugley	Peake	Strickland
Bennett, T	Douglas	Jackson	E Petrea	Tankersley
Benton	Drenner	Jasperse	Pezold	Tanner
Beskin	Dudgeon	Jones, J	Pirkle	Tarvin
Beverly	E Dukes	Jones, J.B.	Powell, A	Taylor, D
Blackmon	Dunahoo	Jones, L	Powell, J	Taylor, T
Broadrick	Duncan	E Jones, S	Prince	Teasley
Brockway	Ealum	E Jordan	Pruett	Thomas, A.M.
Bruce	Efstration	Kaiser	Quick	Thomas, E
E Bryant	Ehrhart	Kelley	Raffensperger	E Trammell
Buckner	England	Kendrick	Rakestraw	Turner
Burns	Epps	Kidd	Ramsey	E Waites
Caldwell, J	Evans	Kirby	E Randall	E Watson
Caldwell, M	Fleming	Knight	Reeves	Welch
Cantrell	Fludd	LaRiccica	Rhodes	Werkheiser
Carson	Frazier	Lott	Rice	Wilkerson
Carter, A	Frye	Lumsden	Rogers, C	Wilkinson
Carter, D	Gasaway	Mabra	Rogers, T	Willard
Chandler	Gilligan	Marin	Rutledge	Williams, A
Cheokas	Glanton	Martin	Rynders	Williams, C
Clark, D	Gordon	Maxwell	Scott	Williams, E
E Clark, H	Gravley	Mayo	Setzler	Williamson
Clark, V	Greene	McCall	Sharper	Yates
Coleman	Harden	McClain	Shaw	Ralston, Speaker
Cooke	Harrell	Meadows	Sims	

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

Representatives Casas of the 107th, Floyd of the 99th, Gardner of the 57th, Golick of the 40th, Mosby of the 83rd, Price of the 48th, Smyre of the 135th, and Weldon of the 3rd.

They wished to be recorded as present.

Prayer was offered by Reverend Jay Hackett, Senior Pastor, Peachtree Corners Baptist Church, Norcross, 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 865. By Representatives Dudgeon of the 25th, Stephens of the 164th, Stovall of the 74th, Belton of the 112th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to imposition, rate, computation, and exemptions from state income taxation, so as to provide an exemption for individual and corporate donors to student scholarship organizations; to amend Chapter 2A of Title 20 of the Official Code of Georgia Annotated, relating to student scholarship organizations, so as to create a new income tax exemption for student scholarship funding; to

provide for individual and corporate donations to student scholarship organizations; to provide for procedures, conditions, and limitations; to provide for a short title; 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 Ways & Means.

HB 866. By Representatives Blackmon of the 146th, Smith of the 134th, Efstoration of the 104th, Ramsey of the 72nd, Hawkins of the 27th and others:

A BILL to be entitled an Act to amend Chapter 50 of Title 33 of the Official Code of Georgia Annotated, relating to multiple employer self-insured health plans, so as to exempt multiple employer self-insured health plans from premium taxes; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance.

HB 867. By Representatives Taylor of the 173rd, Carter of the 175th and Watson of the 172nd:

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

Referred to the Committee on Intragovernmental Coordination - Local.

HB 868. By Representatives Rogers of the 10th, Dickey of the 140th, Nimmer of the 178th, Kirby of the 114th, Lott of the 122nd and others:

A BILL to be entitled an Act to amend Chapter 12 of Title 50 of the Official Code of Georgia Annotated, relating to commissions and other agencies, so as to eliminate the Georgia State Games Commission; to provide for reversion of property to the state; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Properties.

HB 869. By Representatives Powell of the 32nd, Maxwell of the 17th and Harrell of the 106th:

A BILL to be entitled an Act to amend Chapter 40 of Title 43 of the Official Code of Georgia Annotated, relating to real estate brokers and salespersons, so as to change certain provisions relating to the responsibilities of brokers and qualifying brokers to review certain documents; to change certain provisions relating to actions that constitute unfair trade practices; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries.

HB 870. By Representatives Strickland of the 111th, England of the 116th, Meadows of the 5th, Dudgeon of the 25th, Reeves of the 34th and others:

A BILL to be entitled an Act to amend Part 14 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to certain programs and activities under the "Quality Basic Education Act," so as to provide that high schools that receive state funding cannot participate in an athletic association which prohibits religious expression on the clothing of student athletes; to provide that high schools that receive state funding cannot participate in an athletic association which prohibits member schools from organizing and playing scrimmage matches, games, or other athletic competitions with nonmember schools; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 871. By Representatives Dickey of the 140th, Rogers of the 10th and Nimmer of the 178th:

A BILL to be entitled an Act to amend Code Section 10-1-791 of the Official Code of Georgia Annotated, relating to consumer fees collected to implement Article 28 of Chapter 1 of Title 10, the "Georgia Lemon Law," so as to require consumer fees to be forwarded to the Department of Law for deposit in the new motor vehicle arbitration account; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 872. By Representatives Nimmer of the 178th, Knight of the 130th, England of the 116th, Shaw of the 176th, Williams of the 168th and others:

A BILL to be entitled an Act to amend Title 27 of the Official Code of Georgia Annotated, relating to game and fish, so as to revise definitions, license fees, and license requirements; to amend Code Section 52-7-5 of the

Official Code of Georgia Annotated, relating to numbering of vessels, requirements, and fees, so as to revise boat registration fees and allow additional methods for reporting the sale of boats; 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 Game, Fish, & Parks.

HB 873. By Representatives Clark of the 98th, Meadows of the 5th, Dickson of the 6th, Jackson of the 128th, Dempsey of the 13th and others:

A BILL to be entitled an Act to amend Part 15 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to miscellaneous provisions under the "Quality Basic Education Act," so as to enact the "Sudden Cardiac Arrest Prevention Act"; to provide for guidelines and other relevant materials to inform students participating in athletic activities about the nature and warning signs of sudden cardiac arrest; to provide for definitions; to provide for informational meetings; to provide for removal from an athletic activity under certain circumstances and to establish return to play policies; to require annual review by coaches; to provide for limited liability; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education.

HB 874. By Representatives Reeves of the 34th, Golick of the 40th, Efstoration of the 104th, Strickland of the 111th, Ramsey of the 72nd and others:

A BILL to be entitled an Act to amend Article 9 of Chapter 11 of Title 15, Title 16, Chapter 4 of Title 24, and Code Section 42-5-18 of the O.C.G.A., relating to access to hearings and records, crimes and offenses, relevant evidence and its limits, and items prohibited for possession by inmates, respectively, so as to improve the ability to prosecute street gang terrorism; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 875. By Representatives Hawkins of the 27th, Cooper of the 43rd, Fludd of the 64th, Rogers of the 29th, Maxwell of the 17th and others:

A BILL to be entitled an Act to amend Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to insurance generally, so as to require

issuers of health benefit policies to provide certain information to enrollees and establish certain processes and limits relating to specialty drugs; to provide for a short title; to define terms; to provide specific requirements for issuers; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance.

HB 876. By Representatives Pirkle of the 155th, McCall of the 33rd, England of the 116th, Powell of the 32nd, Frye of the 118th and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 4 of the Official Code of Georgia Annotated, relating to livestock dealers and auctions, so as to update license and surety requirements of livestock dealers and livestock market operators; to provide for publication of duly licensed dealers and operators; to eliminate requirement for submission of certain reports; to correct cross-references and provide for uniformity; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture & Consumer Affairs.

HB 877. By Representatives Kaiser of the 59th, Drenner of the 85th, Holcomb of the 81st, Frye of the 118th and Fludd of the 64th:

A BILL to be entitled an Act to amend Code Section 48-7-40.16 of the Official Code of Georgia Annotated, relating to income tax credits for low-emission vehicles, so as to provide for definitions; to provide for tax credits for plug-in electric vehicles; to repeal provisions regarding low-speed vehicles; to provide for certain limitations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 878. By Representatives Holcomb of the 81st, Pezold of the 133rd, Caldwell of the 20th, Drenner of the 85th, Henson of the 86th and others:

A BILL to be entitled an Act to amend Code Section 40-2-151 of the Official Code of Georgia Annotated, relating to annual license fees for operating motor vehicles, so as to lower the annual fee for alternative fueled vehicles; 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 Transportation.

HR 1198. By Representatives Smith of the 70th, Stephens of the 164th, Bryant of the 162nd, Petrea of the 166th, Nimmer of the 178th and others:

A RESOLUTION encouraging the Environmental Protection Division of the Department of Natural Resources to review its regulations providing for the protection of underground drinking water to ensure they are sufficient; and for other purposes.

Referred to the Committee on Natural Resources & Environment.

HR 1199. By Representatives Parsons of the 44th, Willard of the 51st, Fludd of the 64th, Kaiser of the 59th and Pak of the 108th:

A RESOLUTION proposing an amendment to the Constitution so as to provide a definition; to provide for victims' rights; to provide for the enforcement of such rights; to provide for related matters; to provide for submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HR 1200. By Representatives Welch of the 110th, Atwood of the 179th, Hightower of the 68th, Caldwell of the 131st, Willard of the 51st and others:

A RESOLUTION creating the House Study Committee on Agency Attorneys, Contract Attorneys, and Special Assistant Attorneys General; and for other purposes.

Referred to the Committee on Special Rules.

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

HB 854	HB 855
HB 856	HB 857
HB 858	HB 859
HB 860	HB 861
HB 862	HB 863
HB 864	HR 1179
SB 137	

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 Bills of the House and has instructed me to report the same back to the House with the following recommendations:

HB 228	Do Pass, by Substitute	HB 405	Do Pass, by Substitute
HB 691	Do Pass, by Substitute	HB 741	Do Pass, by Substitute
HB 759	Do Pass		

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

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

Mr. Speaker:

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

HB 730	Do Pass, by Substitute
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Respectfully submitted,
/s/ Weldon of the 3rd
Chairman

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 bill of the Senate:

SB 263. By Senators Thompson of the 14th, Harper of the 7th, Bethel of the 54th, Mullis of the 53rd, Shafer of the 48th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to general provisions regarding law enforcement officers and agencies, so as to provide that the governing

authority of each municipality and county in this state and each board of education which employs sworn police officers who are P.O.S.T. certified may adopt policies under which such sworn officers, upon their retirement or upon leaving such employment as a result of a disability arising in the line of duty, may retain his or her weapon and badge; to provide for related matters; to repeal conflicting laws; and for other purposes.

By unanimous consent, the following Bill of the Senate was read the first time and referred to the Committee:

SB 263. By Senators Thompson of the 14th, Harper of the 7th, Bethel of the 54th, Mullis of the 53rd, Shafer of the 48th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to general provisions regarding law enforcement officers and agencies, so as to provide that the governing authority of each municipality and county in this state and each board of education which employs sworn police officers who are P.O.S.T. certified may adopt policies under which such sworn officers, upon their retirement or upon leaving such employment as a result of a disability arising in the line of duty, may retain his or her weapon and badge; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety & Homeland Security.

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

Representatives Williams of the 168th, Thomas of the 39th, Carter of the 92nd et al., Kendrick of the 93rd, Raffensperger of the 50th, Dawkins-Haigler of the 91st et al., and Ballinger of the 23rd.

Pursuant to HR 1190, the House commended the student leaders of the Georgia Institute of Technology and recognized February 1, 2016, as Georgia Tech Student Day at the capitol.

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

Representative Quick of the 117th et al.

The following Resolutions of the House were read and adopted:

HR 1225. By Representatives Stephens of the 165th, Gordon of the 163rd, Stephens of the 164th, Bryant of the 162nd, Petrea of the 166th and others:

A RESOLUTION commending Savannah State University on the occasion of its 125th anniversary on January 28, 2015; and for other purposes.

HR 1226. By Representatives Kaiser of the 59th, Clark of the 147th, Frye of the 118th and Hitchens of the 161st:

A RESOLUTION recognizing May, 2016, as National Bike Month and Bicycle Safety Month and May 16-20, 2016, as Bike to Work Week; and for other purposes.

HR 1227. By Representatives Waites of the 60th, Thomas of the 56th, Dawkins-Haigler of the 91st, Randall of the 142nd and Stovall of the 74th:

A RESOLUTION recognizing February, 2016, as American Heart Month in Georgia and encouraging citizens to work together to promote and improve the health of Georgians and to increase awareness and understanding of heart disease; and for other purposes.

HR 1228. By Representative Ramsey of the 72nd:

A RESOLUTION honoring Ms. Elana Burton; and for other purposes.

HR 1229. By Representatives Wilkinson of the 52nd, Taylor of the 79th and Deffenbaugh of the 1st:

A RESOLUTION commending Captain William M. "Bill" Edge; and for other purposes.

HR 1230. By Representative Ramsey of the 72nd:

A RESOLUTION commending the Georgia State University football team for their record-breaking season; and for other purposes.

HR 1231. By Representatives Welch of the 110th, Strickland of the 111th, Rutledge of the 109th, Knight of the 130th, Douglas of the 78th and others:

A RESOLUTION commending Atlanta Motor Speedway for stimulating the economy and providing entertainment and enjoyment to NASCAR fans

across the State of Georgia and recognizing February 25, 2016, as Atlanta Motor Speedway Day at the capitol; and for other purposes.

HR 1232. By Representative Waites of the 60th:

A RESOLUTION congratulating Mrs. Deborah Ann Simon upon the grand occasion of her retirement; and for other purposes.

Representative Burns of the 159th moved that the House do now adjourn until 10:00 o'clock, tomorrow morning, and the motion prevailed.

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