



Georgia

HOUSE OF REPRESENTATIVES

Thursday
February 27,
2020

DAILY REPORT

20th
Legislative
Day

House Budget & Research Office
(404) 656-5050

- The House will reconvene for its 21st Legislative Day on Friday, February 28 at 9:30 a.m.
- The Rules Committee will meet at 9:00 a.m.
- Seven bills / resolutions are expected to be debated on the floor.

Today on the Floor

Rules Calendar

HB 808 Alternative ad valorem tax; motor vehicles; revise a definition

Bill Summary: House Bill 808 amends the definition of "loaner vehicle" by allowing vehicles owned by a dealer to remain exempt from the Title Ad Valorem Tax for up to 45 days when the vehicle is used as a loaner vehicle.

Authored By: Rep. Martin Momtahan (17th)
House Committee: Transportation
Floor Vote: Yeas: 150 Nays: 1

Rule Applied: Modified-Structured
Committee Action: 02-20-2020 Do Pass by Committee Substitute
Amendments:

HB 838 Law enforcement officers and agencies; Office of Public Safety Officer Support; change the name

Bill Summary: House Bill 838 renames the recently established Office of Public Safety Officer Support at the Department of Public Safety to the Office of Public Safety Support.

Authored By: Rep. Bill Hitchens (161st)
House Committee: Public Safety & Homeland Security
Floor Vote: Yeas: 147 Nays: 0

Rule Applied: Modified-Open
Committee Action: 02-24-2020 Do Pass
Amendments:

HB 846 Revenue and taxation; interest paid on refunds of overpayments of taxes and past due taxes shall be equal to the bank prime loan rate; provide

Bill Summary: House Bill 846 adds a new Code Section at 48-8-49.1, which establishes and defines the direct pay reporting program. The program allows a taxpayer to accrue and pay directly to the department the sales and use taxes owed. To qualify, a taxpayer must purchase more than \$2 million of tangible personal property per year, average purchases of tangible personal property of over \$2 million per year for the past three years, or meet a lower spending threshold prescribed by the department and be classified in one of nine industry codes.

The interest on overpayments of sales taxes by a taxpayer with a direct payment permit shall begin to accrue on the date an amended return or a refund claim is filed.

The bill also sets the interest earned on overpayment and due on underpayment of taxes at the Federal Reserve System's bank prime loan rate, and in the case of overpayments from a direct pay permit holder allows the affected political subdivision to choose to make payments over a period of time equal to or less than the amount of time subject to the claim.

Authored By: Rep. John Corbett (174th)

Rule Applied: Structured

House Committee: Ways & Means
Floor Vote: Yeas: 148 Nays: 3

Committee Action: 02-20-2020 Do Pass by Committee Substitute
Amendments:

Postponed Until Next Legislative Day

HB 378 Revenue and taxation; collection and remittance of excise taxes on rental motor vehicles by marketplace facilitators that are dealers that facilitate the rental or lease of five or more rental motor vehicles; require

Bill Summary: House Bill 378 amends O.C.G.A. 48-13-91 and 48-13-93, relating to excise taxes on rental motor vehicles. The definition of "rental motor vehicle concern" is expanded to include rental motor vehicle facilitators. Rental motor vehicles facilitators are dealers that are required to collect and remit sales tax as a marketplace facilitator for facilitating the rental of five or more motor vehicles. The definition expansion requires the motor vehicle facilitators to collect and remit the local excise taxes due on the rental of motor vehicles.

Authored By: Rep. Bruce Williamson (115th) **Rule Applied:** Structured

Next on the Floor from the Committee on Rules

The Committee on Rules has fixed the calendar for the 21st Legislative Day, Friday, February 28, and bills may be called at the pleasure of the Speaker. The Rules Committee will next meet on Friday, February 28, at 9:00 a.m., to set the Rules Calendar for the 22nd Legislative Day.

HB 463 Motor vehicles; issuance of a Class C driver's license to operators of certain three-wheeled motor vehicles; provide

Bill Summary: House Bill 463 changes the description of the type of three-wheeled motor vehicle that a driver with a Class C driver's license is permitted to drive. The description is changed from a three-wheeled vehicle that is equipped with a steering wheel to a three-wheeled vehicle that has seat belts and a frame to partially or fully enclose the driver. The bill exempts drivers of three-wheeled vehicles from headgear and eye-protective requirements.

Authored By:	Rep. Martin Momtahan (17th)	Rule Applied:	Modified-Open
House	Motor Vehicles	Committee	02-25-2020 Do Pass
Committee:		Action:	

HB 555 Criminal procedure; add public child welfare case manager to the people for whom arrest warrants may be issued only by certain judicial officers

Bill Summary: HB 555 adds Division of Family and Children Services' case managers to the list of officials for whom an evidentiary hearing is required for an arrest warrant to be issued for offenses alleged to have been committed while in performance of his or her duties.

Authored By:	Rep. Kasey Carpenter (4th)	Rule Applied:	Modified-Structured
House	Juvenile Justice	Committee	01-30-2020 Do Pass by Committee
Committee:		Action:	Substitute

HB 752 Professions and businesses; national background checks by FBI through Georgia Crime Information Center for licensing to practice as a physical therapist or physical therapist assistant; provide

Bill Summary: HB 752 requires psychologists, physical therapists, and physical therapist assistants to submit a fingerprint record check report conducted by the Georgia Crime Information Center and the Federal Bureau of Investigation as a requirement for licensure to practice within Georgia.

Authored By:	Rep. D. C. Belton (112th)	Rule Applied:	Modified-Structured
House	Regulated Industries	Committee	02-25-2020 Do Pass by Committee
Committee:		Action:	Substitute

HB 842 Gracie's Law; enact

Bill Summary: House Bill 842 creates Gracie's Law, and establishes provisions to prevent the discrimination of individuals with disabilities from receiving an anatomical gift or organ transplant.

Authored By:	Rep. Ricky Williams (145th)	Rule Applied:	Modified-Structured
House	Insurance	Committee	02-19-2020 Do Pass by Committee
Committee:		Action:	Substitute

HB 859 Motor vehicles; tinting of windows or windshields; provide maximum monetary penalty

Bill Summary: House Bill 859 sets a maximum monetary penalty of \$25, without the addition of surcharges, to the misdemeanor violation of the window tint law.

Authored By:	Rep. Clay Pirkle (155th)	Rule Applied:	Modified-Open
House	Public Safety & Homeland Security	Committee	02-24-2020 Do Pass by Committee
Committee:		Action:	Substitute

HB 987 Health; additional measures for the protection of elderly persons; provide

Bill Summary: House Bill 987 provides several new provisions for the protection of elderly persons in personal care homes with 25 beds or more and in assisted living facilities, to include: requiring an initial and annual training for direct care staff; maintaining one direct care staff person for every 15 residents during waking hours and one for every 20 residents during non-waking hours; providing a 60-day notice to the Department of Community Health and residents of any bankruptcy or property eviction and a 14-day notice for any change of ownership that affects care; and providing a financial stability affidavit upon submission of application for licensure to affirm ability to operate for two years.

Additionally, assisted living facilities must maintain at least two direct care staff at all times and a registered nurse (RN) or licensed practical nurse (LPN) between eight and 40 hours per week depending on number of residents in facility.

House Bill 987 also provides a certification for memory care units that must provide the following staff: one dementia trained staff person for every 12 residents; one licensed social worker or professional counselor for eight hours per month; one RN, LPN, or certified medication aide at all times; at least two direct care staff at all times; at least one RN or LPN between eight and 40 hours on-site depending on number of residents; and initial and annual dementia specific training.

Additionally, this bill imposes a mandatory fine of at least \$5,000, and increases the maximum daily fine for long-term care facilities from \$1,000 to \$2,000 up to a total of \$40,000 for any violation that causes the death or serious physical injury of a resident. New provisions are effective on July 1, 2021.

Authored By: Rep. Sharon Cooper (43rd)
House Health & Human Services
Committee:

Rule Applied: Modified-Structured
Committee 02-25-2020 Do Pass by Committee
Action: Substitute

Committee Actions

Bills passing committees are reported to the Clerk's Office and are placed on the General Calendar.

Education Committee

HB 755 Charter schools; local boards of education shall provide itemized allotment sheets for the upcoming fiscal year by July 1 of each year; provide

Bill Summary: House Bill 755 amends O.C.G.A. 20-2-2068.1(c.3) relating to charter school funding to require local boards of education to provide itemized allotment sheets to local charter schools. Under the provisions of this bill, a local board of education must provide each local charter school an itemized allotment sheet itemizing the state, local, and federal allocations for the upcoming fiscal year within 45 calendar days after receiving its preliminary allotment sheet from the Department of Education. If a local board of education determines an adjustment must be made to the allocation to a local charter school, the local board of education must provide the local charter school with 30-days' notice before the allocation is amended.

House Bill 755 further amends O.C.G.A. 2-20-2131 relating to intradistrict enrollment of students attending schools outside of their resident school within the school district. Information relating to the acceptance of intradistrict students must now be posted on the website of the local school system in a prominent location, easily visible to parents.

Authored By: Rep. D. C. Belton (112th)
House Committee: Education

Committee Action: 02-27-2020 Do Pass by Committee Substitute

HB 855 State Board of Education; determine eligibility criteria for foster care students to receive special education and related services; provisions

Bill Summary: House Bill 855 creates O.C.G.A. 20-2-152.2 relating to the evaluation of foster care students to determine whether the student has been exposed to trauma which adversely affected the student's educational performance or behavior. No later than January 1, 2021, the Department of Education will provide guidance to local school systems on procedures to immediately and deliberately evaluate foster care students when the student enrolls in the school.

Authored By: Rep. Marcus Wiedower (119th)
House Committee: Education

Committee Action: 02-27-2020 Do Pass by Committee Substitute

HB 957 Education; certain charter school employees shall be included in the health insurance fund for public school teachers; provide

Bill Summary: House Bill 957 amends O.C.G.A. 20-2-880 to clarify that teachers at charter schools are eligible to participate in state health insurance plans. Section II of House Bill 957 amends O.C.G.A. 20-2-2066 to allow charter school governing boards to require proof of residency either at the time of application or enrollment. Under the provisions of this bill, the term a State Charter Schools Commission member serves will increase from a two-year to a four-year term. HB 957 further creates a new Code Section 20-2-2088.1 to require closing state charter schools to retain records for one year so educational records can be forwarded to former students' new schools. After one year, the state charter school will transfer all records to the State Charter Schools Commission.

Authored By: Rep. Jan Jones (47th)
House Committee: Education

Committee Action: 02-27-2020 Do Pass by Committee Substitute

Governmental Affairs Committee

HB 914 Professions and businesses; military spouses licensed in other states to practice certain professions and occupations in this state; provide

Bill Summary: House Bill 914 requires professional licensing boards to issue an expedited license to a military spouse or transitioning service member who holds a current license, in good standing, with another state; examinations to demonstrate required knowledge may be required.

Author By:	Rep. Heath Clark (147th)	Committee	02-27-2020 Do Pass by Committee
House	Governmental Affairs	Action:	Substitute
Committee:			

SB 134 Georgia Commission on the Holocaust; commission for administrative purposes; reassign

Bill Summary: Senate Bill 134 assigns the Board of Regents of the University System of Georgia as the administrative body for the Georgia Commission on the Holocaust. The commission was administratively attached to the Department of Community Affairs.

Author By:	Sen. Kay Kirkpatrick (32nd)	Committee	02-27-2020 Do Pass
House	Governmental Affairs	Action:	
Committee:			

Intragovernmental Coordination - Local Committee

HB 922 Whitfield County Board of Education; revise and restate the law

Bill Summary: House Bill 922 repeals an amendment to the Constitution providing for the division of Whitfield County into school districts. It also revises and restates the law relating to the Whitfield County Board of Education.

Author By:	Rep. Kasey Carpenter (4th)	Committee	02-27-2020 Do Pass by Committee
House	Intragovernmental Coordination -	Action:	Substitute
Committee:	Local		

HB 985 Homer, City of; city council; provide for election districts

Bill Summary: House Bill 985 provides for election districts for the Homer City Council.

Author By:	Rep. Chris Erwin (28th)	Committee	02-27-2020 Do Pass
House	Intragovernmental Coordination -	Action:	
Committee:	Local		

HB 990 Screven, City of; terms of mayor and city council; revise

Bill Summary: House Bill 990 revises the terms of the mayor and city council of Screven.

Author By:	Rep. Steven Meeks (178th)	Committee	02-27-2020 Do Pass
House	Intragovernmental Coordination -	Action:	
Committee:	Local		

HB 1000 Braselton, Town of; levy an excise tax

Bill Summary: House Bill 1000 authorizes the governing authority of the town of Braselton to levy an excise tax.

Author By:	Rep. Tommy Benton (31st)	Committee	02-27-2020 Do Pass
House	Intragovernmental Coordination -	Action:	
Committee:	Local		

HB 1005 Forsyth, City of; levy an excise tax

Bill Summary: House Bill 1005 authorizes the governing authority of the city of Forsyth to levy an excise tax.

Authored By: Rep. Robert Dickey (140th)
House Committee: Intragovernmental Coordination - Local
Committee Action: 02-27-2020 Do Pass

HB 1016 Atkinson County; Board of Education; change compensation of members

Bill Summary: House Bill 1016 changes the compensation of the Atkinson County Board of Education members to \$500 per month.

Authored By: Rep. James Burchett (176th)
House Committee: Intragovernmental Coordination - Local
Committee Action: 02-27-2020 Do Pass

HB 1019 South Fulton, City of; offices of mayor and councilmember are part time; provide

Bill Summary: House Bill 1019 provides that the offices of the city of South Fulton mayor and councilmember are part time, modifies the procedures for removing city officers from office, delineates roles between the mayor, city council, and city manager, and other related matters.

Authored By: Rep. Debra Bazemore (63rd)
House Committee: Intragovernmental Coordination - Local
Committee Action: 02-27-2020 Do Pass

SB 304 White County; board of elections and registration; create

Bill Summary: Senate Bill 304 creates the White County Board of Elections and Registration.

Authored By: Sen. Steve Gooch (51st)
House Committee: Intragovernmental Coordination - Local
Committee Action: 02-27-2020 Do Pass

Judiciary Committee**SB 104 Resuscitation; parental requirement for consent; revise**

Bill Summary: SB 104 expands the persons authorized to issue an order not to resuscitate a child beyond custodial parents to include those with legal authority to act on behalf of a minor child. The bill clarifies that only those individuals may issue an order orally or in writing not to resuscitate, unless such persons are unavailable, then the attending physician may issue the order. The physician exception is not new to minor children.

Authored By: Sen. Chuck Payne (54th)
House Committee: Judiciary
Committee Action: 02-27-2020 Do Pass by Committee Substitute

Ways & Means Committee**HB 815 Sales and use tax; local authorities providing public water or sewer service; exempt**

Bill Summary: House Bill 815 amends O.C.G.A. 48-8-3, relating to exemptions from sales and use taxes, by adding an exemption for sales to an authority which provides public water or sewer service.

Authored By: Rep. Houston Gaines (117th)
House Committee: Ways & Means
Committee Action: 02-27-2020 Do Pass

HB 829 Local school district tax; authorize assessment of residential homesteaded property owned by individuals of 65 years of age or older at 20 percent of its fair market value; provide for local referenda

Bill Summary: House Bill 829 amends O.C.G.A. 48-5-7, relating to assessment of tangible property, to allow tangible homestead property owned by individuals 65 years of age or older to be assessed at 20 percent of the fair market value for the purpose of levying local school district ad valorem taxes. The reduced assessment must be authorized by a vote of the electors within the local school district. This legislation will only become valid if the voters ratify the constitutional amendment in HR 962.

Authored By: Rep. Ron Stephens (164th)
House Committee: Ways & Means

Committee Action: 02-27-2020 Do Pass by Committee Substitute

HB 882 Sales and use tax; exemption for the sale of food and food ingredients to qualified food banks; eliminate sunset period

Bill Summary: House Bill 882 amends O.C.G.A. 48-8-3, relating to exemptions from sales and use taxes, by removing the sunset on the exemption for sales of food and food ingredients to a qualified food bank.

Authored By: Rep. Penny Houston (170th)
House Committee: Ways & Means

Committee Action: 02-27-2020 Do Pass

HR 962 Local school district tax; authorize assessment of residential homesteaded property owned by individuals of certain ages at 20 percent of its fair market value; authorize General Assembly - CA

Bill Summary: House Resolution 962 amends the Georgia Constitution by authorizing the General Assembly to provide by general law for local boards of education to call for local referenda to authorize assessment of residential homestead property owned by individuals of a certain age at 20 percent of fair market value regarding local school district taxes.

Authored By: Rep. Ron Stephens (164th)
House Committee: Ways & Means

Committee Action: 02-27-2020 Do Pass by Committee Substitute

Committee Meeting Schedule

This meeting schedule is up to date at the time of this report, but meeting dates and times are subject to change. To keep up with the latest schedule, please visit www.house.ga.gov and click on [Meetings Calendar](#).

Friday, February 28, 2020

8:00 AM	SPECIAL COMMITTEE ON ACCESS TO QUALITY HEALTH CARE	506 CLOB
8:00 AM	Compensation Resolution Ad Hoc Public Hearing	341 CAP
8:00 AM	JUDICIARY NON CIVIL	132 CAP
8:00 AM	MOTOR VEHICLES	515 CLOB
8:00 AM	RETIREMENT	415 CLOB
8:00 AM	Resource Management Subcommittee of Natural Resources and Environment	606 CLOB
9:00 AM	RULES	341 CAP
9:30 AM	FLOOR SESSION (LD 21)	House Chamber
11:00 AM	HEALTH AND HUMAN SERVICES	606 CLOB
1:00 PM	WORKING GROUP ON CREATIVE ARTS AND ENTERTAINMENT	403 CAP
1:00 PM	Occupational Professional Licensing Subcommittee of Regulated Industries	415 CLOB