

**SENATE REGULATED INDUSTRIES
AND UTILITIES COMMITTEE MEETING
February 06, 2008**

The Senate Regulated Industries and Utilities Committee meeting was called to order at 3:00 p.m., in the Senate Mezzanine in the State Capitol, by Chairman David Shafer, 48th. The following members were in attendance: Senators Shafer, 48th, Chairman; Harbison, 15th, Secretary; Butler, 55th; Henson, 41st; Hill, 4th; Seabaugh, 28th; Stoner, 6th; R. Thomas, 2nd; Tolleson, 20th, Ex-Officio; and Moody, 56th.

The Chairman introduced committee members and support staff and welcomed guests.

The Chairman then stated that there were 2 bills on the meeting agenda.

SB 384 (Balfour, 9th): Limousine Carriers; permitting by certain airports; change certain provisions

This legislation limits limousine carrier fees for permitting by stating that such fees cannot exceed the airport's approximate cost of permitting and regulating limousine carriers. Governing authorities of such airports must accept a chauffeur's permit and certificate issued to the limousine carrier as adequate evidence of sufficient criminal background investigations and will not require a fee for further criminal background investigation.

The provision allowing cities and counties to enact ordinances requiring certain limousine carriers to pay business license fees must be repealed.

Amends Article 3 of Chapter 7 of Title 46 of the Georgia Code.

Balfour, 9th, spoke to the bill.

Les Schneider, of Wimberly, Lawson, Steckel, Nelson & Schneider, PC, spoke to the bill and provided explanation to the members.

The Georgia PSC has traditional rulemaking but inconsistent language regarding the regulation by cities and counties creating confusion. This legislation seeks to prevent excess fees on limousine carriers.

SB 384 is supported by the Georgia Limousine Association, with no opposition.

The Chairman asked if anyone had questions.

Harbison, 15th, asked if this would not fall under the jurisdiction of the PSC to have the authority to do this.

Schneider responded by saying yes it would, but in order to make the law clear and consistent, the bill would also clarify and rectify the problem.

R. Thomas, 2nd, asked where the money collected for the fees would go to.

Balfour, 9th, answered by responding that the IRS would collect the fees.

The Chairman pointed out that members of GMA and ACCG were not in opposition to the bill. The members of these groups in the audience agreed.

The Chairman asked if anyone had any further questions. There were no further questions.

Henson, 41st, moved that **SB 384 DO PASS**; D. Stoner, 6th, seconded. Eight members voted yea, one member (Thomas, 2nd) voted nay.

SB 385 (Balfour, 9th): Limousine Carriers; provide for licensing to sell alcoholic beverages

This legislation provides for the licensing of limousine carriers to sell alcoholic beverages for consumption only in the vehicle supported by the limousine carrier.

Creates OCGA 3-9-4

Balfour, 9th, spoke to the bill.

This legislation allows for limousine services to sell alcohol. Local laws regarding Sunday sales would apply, and Dram Shop Act provisions would also apply due to the licensing requirement. The law would create greater oversight of limousine services.

SB 385 is supported by Georgia Limousine Associations with no opposition.

The Chairman asked if anyone had questions.

Thomas, 2nd, asked who the fee to sell alcoholic beverages would be paid.

Les Schneider responded by saying the Department of Revenue would be the one to whom the fee would be paid.

Hill, 4th, asked if alcoholic beverages would be sold on Sunday.

Les Schneider said it would not be sold at any time it was not legal or permissible to sell it according to the current state law. The same laws for Sunday Sales would apply to the limousine carrier.

Harbison, 15th, asked whether with this license, the limousine driver will be responsible for the passenger as far as having too much to drink or telling them they can't have anymore alcoholic beverage.

Les Schneider explained the same responsibility a bartender has serving a person at a bar would be the same responsibility a limousine driver would also have to the patron. He explained that alcohol is being sold and served in limousines now without the law. This law would actually be helpful because it would make the limousine driver hold some responsibility if serving alcoholic beverages.

The Chairman asked if anyone had further questions. There were no further questions.

The Chairman pointed out that members of GMA and ACCG were not in opposition to the bill. The members of these groups sitting in the audience agreed.

Henson, 41st, moved that **SB 385 DO PASS**, Stoner 6th, seconded. The vote was unanimous.

There being no further business, the meeting of the Senate Regulated Industries and Utilities Committee was adjourned at 4:30 p.m.

Respectfully submitted,

/s/ Senator Ed Harbison, 15th, Committee Secretary

/s/ Anna E. Boggs, Recording Secretary

**SENATE REGULATED INDUSTRIES
AND UTILITIES COMMITTEE MEETING
February 13, 2008**

The Senate Regulated Industries and Utilities Committee meeting was called to order at 2:30 p.m., in 450 State Capitol, by Chairman David Shafer, 48th. The following members were in attendance: Senators Shafer, 48th, Chairman; Johnson, 1st, Vice-Chairman; Butler, 55th; Hill, 4th; Murphy, 27th, Ex-Officio; Stoner, 6th; R. Thomas, 2nd; Tolleson, 20th, Ex-Officio; and Williams, 19th.

The Chairman introduced committee members and support staff and welcomed guests.

The Chairman then stated that there were 2 bills on the meeting agenda.

SB 408 (Shafer, 48th): Local Government Franchising Authority; provisions; telephone companies

Amends Title 43 of the O.C.G.A.

Shafer, 48th, presented a substitute for the bill.

This legislation prohibits local governments from requiring telephone service providers from having to acquire a local franchise in that locality. This legislation provides uniform terms for state franchise agreements.

A municipal authority or county cannot: Require any telephone company to apply for or enter into an agreement with such municipal authority or county; Impose any occupational license tax or fee as a condition of placing or maintaining lines and facilities in its public roads, highways, or rights of way; or Impose any build-out requirements on network construction or service deployment.

Due compensation must be paid for public roads, highway, and rights of way where the telephone company places or seeks to place lines and facilities.

The Chairman asked if anyone had questions. There were no questions.

Johnson, 1st, moved that **SB 408 DO PASS BY SUBSTITUTE**; Tolleson, 20th, seconded. All members present voted in favor of the motion; one member, Thomas, 2nd, voted against the bill.

SB 413 (Johnson, 1st): Boxing, Wrestling, Martial Arts; licensure/regulation; revise provisions

Amends Title 43 of the O.C.G.A.

Johnson, 1st, spoke to the bill.

This legislation amends existing language by revising provisions relating to the licensure and regulation of boxing, wrestling, and martial arts, including rules regarding amateur matches and medical supervision.

This legislation would prohibit certain types of unarmed combat and would provide for civil and criminal regulations and penalties. The existing state regulatory board is renamed the Georgia Athletic and Entertainment Commission; it is afforded with certain tax and reporting requirements, as well as authority to draft licensing guidelines. Regulations regarding ticket brokers and resale of certain tickets would be included.

Rob Simms, Deputy Director Secretary of State, spoke on behalf of the bill.

Bill Behrens, President, Total Non-Stop Wrestling, Inc., Rob Fields, GA Professional Wrestler, Mark Henry, GA Professional Wrestler, Jerry Palmer, Wrestling promoter in the State of Georgia, all spoke against the bill.

Speaking on behalf of the bill was Rob Simms, Secretary of State's office.

Also speaking against the bill were the following professional wrestlers and promoters in the state of Georgia: Mark Henry, Bill Behrens, Reverend Rob Fields, Jerry Palmer, Frank Aldridge, Eddie Chastain, and Reese Putinas.

The Chairman asked if anyone had questions or discussion.

The discussion focused around the fact that there had been so much debate and changes made to the original language. To clear up any confusion the following was stated: There will be no modification regarding ticket brokers, nor will there be provisions regarding costumes. Licenses can be revoked for a felony conviction, and surety bonds will be required for wrestling where receipts are greater than \$5,000. There is a \$25,000 surety bond required for boxing.

The Chairman asked if anyone had further questions or any more discussion. There were no questions or further discussion.

At this point, the Chairman advised the committee that a vote would not take place so that some of them could study the bill a little closer and Johnson, 1st, who was author of the bill, could get with some of the promoters and wrestlers to try and come to an agreement on some of the language in the bill.

There being no further business, the meeting of the Senate Regulated Industries and Utilities Committee was adjourned at 4:45 p.m.

Respectfully submitted,

/s/ Senator David Shafer, 48th, Committee Chairman

/s/ Anna E. Boggs, Recording Secretary

**SENATE REGULATED INDUSTRIES
AND UTILITIES COMMITTEE MEETING
February 20, 2008**

The Senate Regulated Industries and Utilities Committee meeting was called to order at 3:15 p.m., in the Senate Mezzanine of the State Capitol, by Chairman David Shafer, 48th. The following members were in attendance: Senators Shafer, 48th, Chairman; Johnson, 1st, Vice-Chairman; Butler, 55th; Henson, 41st; Hill, 4th; Murphy, 27th; Seabaugh, 28th; Ex-Officio; Stoner, 6th; R. Thomas, 2nd; Tolleson, 20th, Ex-Officio; and Williams, 19th.

The Chairman introduced committee members and support staff and welcomed guests.

The Chairman then stated there were 2 bills on the meeting agenda.

SB 454 (Unterman, 45th): Alcoholic Beverages; Sunday sale is authorized; may authorize public stadiums

Amends O.C.G.A. 3-3-7.

Unterman, 45th, spoke to the bill.

This legislation provides that any county in which the Sunday sales of alcoholic beverages is permitted may authorize the sale of alcoholic beverages in certain public stadiums, coliseums, and auditoriums. Current law only applies to municipalities.

The Chairman asked if there were further questions or discussion.

The discussion and agreement among the committee members was to add two words to the Georgia Code so that unincorporated areas of the county could sell alcoholic beverages on Sunday in a stadium.

Henson, 41st, moved that **SB 454 DO PASS**; Stoner, 6th, seconded. The vote was unanimous.

SB 473 (Seabaugh, 28th): Accountants; increase regulatory protections; consumers of accounting service

Amends Chapter 3 of Title 43 of the O.C.G.A.

Seabaugh, 28th, spoke to the bill.

This legislation changes the requirements for a certificate of “certified public accountant:” to one year of continuous experience in public accountancy or the accounting field immediately preceding date of application or within a reasonable time prior to application. Additionally, this legislation also addresses the issuance of permits to practice public accountancy and issuance of temporary permits to non residents.

The Chairman asked if there were any questions or discussion.

The discussion was that this legislation brings Georgia into the Uniformity Accountancy Act. This is a CPA mobility bill; Ohio has provided for CPA mobility since the 1970’s with no problems.

The Georgia Society of CPA’s attended the meeting in support of the bill.

There was no opposition to the bill in attendance.

Williams, 19th, moved that **SB 473 DO PASS**; Stoner, 6th, seconded. The vote was unanimous.

There being no further business, the meeting of the Senate Regulated Industries and Utilities Committee was adjourned at 3:45 p.m.

Respectfully submitted,

/s/ Senator David Shafer, 48th, Committee Chairman

/s/ Anna E. Boggs, Recording Secretary

**MINUTES OF THE
SENATE REGULATED INDUSTRIES
AND UTILITIES COMMITTEE MEETING
February 27, 2008**

The Senate Regulated Industries and Utilities Committee meeting was called to order at 3:30 p.m., in 450 State Capitol, by Chairman David Shafer, 48th. The following members were in attendance: Senators Shafer, 48th, Chairman; Johnson, 1st, Vice-Chairman; Butler, 55th; Henson, 41st; Hill, 4th; Murphy, 27th, Ex-Officio; Seabaugh, 28th; Stoner, 6th; R. Thomas, 2nd; Tolleson, 20th, Ex-Officio; and Williams, 19th.

The Chairman introduced committee members and support staff and welcomed guests.

The Chairman then stated that there were 3 bills on the meeting agenda.

SB 424 (Grant, 25th): Barber; obtaining license to practice; change certain requirements; provisions

Amends Chapter 7 of Title 43 of the O.C.G.A.

Grant, 25th, spoke to the bill.

This legislation changes requirements for obtaining a barbering license by mandating that applicants possess a high school diploma or its equivalent. The educational requirement may be waived by the Board for good cause for an applicant who is enrolled or has graduated from a Board-approved course of study as of July 1, 2008. Requirements for a license to practice barbering as an apprentice are changed by implementing a minimal age requirement of 16 years of age to obtain a license.

A license to operate a barbershop will be issued, renewed or restored for any person who: Provides and maintains such physical and sanitary facilities and equipment as required by law and the rules and regulations of the board; and does not train more than three apprentices at one time and that each apprentice is trained by a separate master barber.

The Chairman asked if there were any questions or discussion.

The only discussion was to point out that the bill provides the Board the authority to set numbers of apprentices per location.

Williams, 19th, moved that **SB 424 DO PASS BY SUBSTITUTE**, Johnson, 1st, seconded. The vote was unanimous.

SB 479 (Mullis, 53rd): Licensed Ambulance Services; collection of license fees; amend certain provisions

This bill will amend O.C.G.A. 31-11-31.1.

Mullis, 53rd, spoke to the bill.

This legislation provides that annual ambulance licensing fees cannot exceed \$1,000.00 per ambulance services or \$250 per ambulance. All revenue collected from this annual fee must be used for the purpose of aiding ambulance services to those receiving indigent care.

The Georgia EMS Association was there in support of the bill.

There was no opposition.

The Chairman asked if there were any questions or discussion. There were none.

Hill, 4th, moved that **SB 479 DO PASS BY SUBSTITUE**; Williams, 19th, seconded. The vote was unanimous.

SB 485 (Wiles, 37th): State Licensing Board of Home Inspectors; create; membership

Amends O.C.G.A Title 43.

Wiles, 37th, spoke to the bill. Tom Bauer, Georgia Association of Home Inspectors, assisted.

This bill creates the State Licensing Board of Home Inspectors consisting of five members. The board will be assigned to the Office of the Secretary of State for administrative and jurisdictional purposes.

The board will have the power to: Request from various departments, agencies, and authorities of this state available information as it may require in its work; Provide by regulation for reciprocity with other states and territories in licensing of home inspectors, provided that such other state have requirements at least substantially equal to the requirements of this state; Establish and adjust fees as necessary; Establish policies and procedures for regulating the business of home inspection; and publicize standards and code of ethics for the practice of home inspection.

Anyone seeking a home inspector license in this state must file an application and pay a fee. Any person will be eligible for licensure as a home inspector if he or she is at least 18 years of age, of good moral character, has successfully completed high school or its equivalent, and has completed a board of approved course of study of no less than 80 hours.

This bill seeks to regulate home inspectors. There is concern among realtors and builders that inspectors need to be licensed. There is no grandfathering for applicants. Twenty states have some form of licensure requirements for home inspectors. This industry needs to be professionalized. Home inspectors can inspect a single unit but only the interior of a multi-unit dwelling.

The Chairman asked if there were any questions or discussion. There were none.

Henson, 41st, moved that **[SB 485](#) DO PASS BY SUBSTITUTE**; Murphy, 27th, seconded. The vote was unanimous.

There being no further business, the meeting of the Senate Regulated Industries and Utilities Committee was adjourned at 5:45 p.m.

Respectfully submitted,

/s/ Senator David Shafer, 48th, Committee Chairman

/s/ Anna E. Boggs, Recording Secretary

**MINUTES OF THE
SENATE REGULATED INDUSTRIES
AND UTILITIES COMMITTEE MEETING
March 5, 2008**

The Senate Regulated Industries and Utilities Committee meeting was called to order at 8:00 a.m., in 450 State Capitol, by Chairman David Shafer, 48th. The following members were in attendance: Senators Shafer, 48th, Chairman; Johnson, 1st, Vice-Chairman; Moody, 56th, Ex-Officio; Stoner, 6th; R. Thomas, 2nd; Tolleson, 20th, Ex-Officio; and Williams, 19th.

The Chairman introduced committee members and support staff and welcomed guests.

The Chairman then stated that there were 2 bills on the meeting agenda.

SB 305 (Shafer, 48th): Emergency Management; licensing of non-governmental rescue organizations; prov.

This bill will amend codes 38-3-36 and 51-1-29-2

Shafer, 48th, presented the bill.

The Corporate Good Samaritan Act protects volunteers during emergency situations against civil liability to any natural person receiving assistance if the emergency assistance was provided in good faith.

The Chairman asked if anyone had questions. There were no questions.

Williams, 19th, moved that **SB 305 DO PASS BY SUBSTITUTE**; Johnson, 1st, seconded. The vote was unanimous.

SB 413 (Johnson, 1st): Boxing, Wrestling, Martial Arts; licensure/regulation; revise provisions

Amends Title 43 of the O.C.G.A.

Johnson, 1st, spoke to the bill.

This legislation amends existing language by revising provisions relating to the licensure and regulation of boxing, wrestling, and martial arts, including rules regarding amateur matches and medical supervision.

[SB 413](#) would prohibit certain types of unarmed combat and would provide for civil and criminal regulations and penalties. The existing state regulatory board is renamed the Georgia Athletic and Entertainment Commission; it is afforded with certain tax and reporting requirements, as well as authority to draft licensing guidelines. Regulations regarding ticket brokers and resale of certain tickets would be included.

Rob Simms, Deputy Director Secretary of State, spoke on behalf of the bill.

Bill Behrens, President, Total Non-Stop Wrestling, Inc., Rob Fields, GA Professional Wrestler, Mark Henry, GA Professional Wrestler, and Jerry Palmer, Wrestling promoter in the State of Georgia, all spoke against [SB 413](#).

Speaking against the bill were the following professional wrestlers in the state of Georgia: Mark Henry, Bill Behrens, Reverend Rob Fields, Jerry Palmer, Frank Aldridge, Eddie Chastain, and Reese Putinas.

The Chairman asked if anyone had questions or discussion.

The discussion focused around the fact that there had been so much debate and changes made to the original language. To clear up any confusion the following was stated: There will be no modification regarding ticket brokers, nor will there be provisions regarding costumes. Licenses can be revoked for a felony conviction, and surety bonds will be required for wrestling where receipts are greater than \$5,000. There is a \$25,000 surety bond required for boxing.

The Chairman asked if anyone had further questions or any more discussion. There were no further questions or discussion.

Johnson, 1st, at this point and time informed the committee that the bill was still in Legislative Counsel and would not be ready for a vote for about an hour. The Senate was to convene about the same time...the committee decided to meet in the anteroom 5 minutes before convening to vote. It was agreed.

There being no further business, the meeting of the Senate Regulated Industries and Utilities Committee was adjourned at 8:45 a.m.

Respectfully submitted,

/s/ Senator David Shafer, 48th, Committee Chairman

/s/ Anna E. Boggs, Recording Secretary

NOTE: A quorum of the Senate Regulated Industries and Utilities Committee gathered in Johnson, 1st, office 10 minutes prior to the Senate convening. A vote on **SB 413** was taken; results were as follows:

Williams, 19th, moved that **SB 413 DO PASS BY SUBSITUTE**; Stoner, 6th, seconded. The vote was unanimous.

**SENATE REGULATED INDUSTRIES
AND UTILITIES COMMITTEE MEETING
March 19, 2008**

The Senate Regulated Industries and Utilities Committee meeting was called to order at 3:00 p.m., in 125 State Capitol, by Chairman David Shafer, 48th. The following members were in attendance: Senators Shafer, 48th, Chairman; Johnson, 1st, Vice-Chairman; Butler, 55th; Hill, 4th; Murphy, 27th, Ex-Officio; Stoner, 6th; R. Thomas, 2nd; Tolleson, 20th, Ex-Officio; and Williams, 19th.

The Chairman introduced committee members and support staff and welcomed guests.

The Chairman then stated that there were three bills on the agenda and that [SB 532 \(Orrock, 36th\)](#) would be a hearing only.

[HB 1243 \(Lindsey, 54th\)](#): Alcoholic beverages; nonprofit organizations; permits; change cert. provisions

This legislation authorizes nonprofit civic organizations, with a temporary permit, to sell wine at retail for off-premises consumption for a period not to exceed three days. No more than six special use temporary permits may be issued to a bona fide nonprofit civic organization per calendar year.

Amends Article 1 of Chapter 9 of Title 3 of the O.C.G.A.

Lindsey, 54th, spoke to the bill.

The only discussion was regarding whether local governments will still be required to issue temporary permits.

The Chairman asked if there were further questions or discussion. There were none.

Hill, 4th, moved that [HB 1243 DO PASS](#); Butler, 55th, seconded. The vote was unanimous.

[HB 1280 \(Stephens, 164th\)](#): Alcoholic beverages; regional economic assistance projects; provide state licensing

This legislation provides that a Regional Economic Assistance Project (REAP) will be authorized to sell alcoholic beverages for consumption on premises, regardless of what local ordinance or regulations may be in effect, on days and at times authorized in any jurisdiction within this state for the sale of alcoholic beverages, upon receipt a state license from the commissioner for the sale of alcoholic beverages.

Amends Title 3 and Article 8 of Chapter 8 of Title 50

Stephens, 164th, spoke to the bill.

The chairman asked if there were any questions. There were none.

Hill, 4th, moved that **HB 1280 DO PASS**; Seabaugh, 28th, seconded. The vote was unanimous.

SB 532 (Orrock, 36th): New Home Access Act, enact

Orrock, 36th, spoke to the bill.

There were several people with disabilities there to speak for the bill.

Suzanne Williams, Home Builders Association of Georgia, spoke against the bill.
Keith Hatcher, Georgia Real Estate Association, spoke against the bill.

The Chairman asked if anyone else who was in the audience would like to speak for or against the bill. There were no further questions or discussion. Since this was a hearing only, no motion was taken.

There being no further business, the meeting of the Senate Regulated Industries and Utilities Committee was adjourned at 4:00 p.m.

Respectfully submitted,

/s/ Senator David Shafer, 48th, Committee Chairman

/s/ Anna E. Boggs, Recording Secretary

**SENATE REGULATED INDUSTRIES
AND UTILITIES COMMITTEE MEETING
March 20, 2008**

The Senate Regulated Industries and Utilities Committee meeting was called to order at 7:30 a.m., in 125 State Capitol, by Chairman David Shafer, 48th. The following members were in attendance: Senators Shafer, 48th, Chairman; Johnson, 1st, Vice-Chairman; Butler, 55th; Hill, 4th; Murphy, 27th, Ex-Officio; Moody, 56th, Ex-Officio; Stoner, 6th; R. Thomas, 2nd; Tolleson, 20th, Ex-Officio; and Williams, 19th.

The Chairman introduced committee members and support staff and welcomed guests.

The Chairman then stated that there were two bills on the agenda left over from yesterday's meeting.

HB 1227 (Lewis, 15th): Anti-cigarette Smuggling Act; enact

This legislation provides that the Department of Revenue, on a state-wide basis, must implement digital based cigarette stamp processes that will further ensure against forgery and tax evasion. The technology must feature instant verification of the validity of a stamp without the use of a central data base and shall enable the department to track and trace individual packages of cigarettes.

Amends Chapter 11 of Title 48.

Shafer, 48th, spoke to the bill.

The Chairman explained that this legislation will become effective only if specific funds are appropriated for implementation and subsequent enforcement.

The Chairman asked if anyone had any questions. There were no questions.

Murphy, 27th, moved that **HB 1227 DO PASS BY SUBSTITUTE**; Stoner, 6th, seconded. The vote was unanimous.

HB 1238 (Ralston, 7th): Ticket brokers; resell tickets and service charges; change certain provisions

This legislation provides that an Internet website may resell tickets to an athletic or entertainment event if the event is cancelled and further provides that the broker guarantees a full refund.

Amends Article 3 of Chapter 4B of Title 43.

Moody, 56th, spoke to the bill.

Stephanie Carter, Troutman Sanders Public Affairs Group, presented and explained the amendment to the bill.

The Chairman asked if there were any questions or discussion. There were none.

Tolleson, 20th, moved that [HB 1238](#) **DO PASS BY SUBSTITUTE**; Stoner, 6th, seconded. The vote was unanimous.

There being no further business, the meeting of the Senate Regulated Industries and Utilities Committee was adjourned at 8:30 a.m.

Respectfully submitted,

/s/ Senator David Shafer, 48th, Committee Chairman

/s/ Anna E. Boggs, Recording Secretary

**SENATE REGULATED INDUSTRIES
AND UTILITIES COMMITTEE MEETING
March 26, 2008**

The Senate Regulated Industries and Utilities Committee meeting was called to order at 11:00 a.m., in 450 State Capitol, by Chairman David Shafer, 48th. The following members were in attendance: Senators Shafer, 48th, Chairman; Vice-Chairman; Butler, 55th; Murphy, 27th; Seabaugh, 28th; Moody, 56th, Ex-Officio; and Tolleson, 20th, Ex-Officio.

The Chairman introduced committee members and support staff and welcomed guests.

The Chairman then stated that there were 5 bills on the meeting agenda.

HB 611 (Maxwell, 17th): State Construction Industry Licensing Board; Class I; provide changes

Amends O.C.G.A 43-14-6.

Maxwell, 17th, spoke to the bill.

This legislation relates to the powers and duties of the Division of Electrical Contractors, which is a division of the State Construction Industry Licensing Board.

Class I licenses are now restricted to electrical contracting involving multifamily structures of not more than two levels or single family dwellings of up to three levels; moreover, the structures must have single-phase electrical installations that do not exceed 400 amperes at the service drop or the service lateral.

The Chairman asked if anyone had questions. There were no questions.

Murphy, 27th, moved that **HB 611 DO PASS**; Moody, 56th, seconded. The vote was unanimous.

HB 494 (Parsons, 42nd): Cosmetologists; definitions; wax technicians; provisions

Amends Chapter 10 of Title 43; O.C.G.A. 43-7-12-1.

Parsons, 42nd, spoke to the bill.

First Section of [HB 494](#):

This legislation inserts new statutory language into Chapter 10 of Title 43 of the O.C.G.A. by revising definitions of certain terms concerning estheticians and related activities, providing for certificates of registration requirements, providing for licensure for out-of-state estheticians and technicians under certain circumstances, and listing new education. This legislation also lists new requirements for teaching master estheticians and waxing.

An applicant for a certificate of registration at the master esthetician level or the wax technician level will be required to go through the division director of the board, and must further prove that he or she has obtained a high school diploma, a GED diploma, or a postsecondary education or college degree. The applicant must also complete a certain number of training hours either by course study or by apprenticeship in order to meet the registration requirements.

Second Section of [HB 494](#):

This section will amend O.C.G.A. 43-7-12 by providing that a licensed barbershop may employ a master esthetician or a wax technician without being required to be licensed as a cosmetology shop or salon.

The discussion was that the bill will create two new levels of cosmetology: Master Esthetician and Wax Technician.

The Chairman asked if anyone had questions. There were no questions.

Tolleson, 20th, moved that [HB 494 DO PASS](#); Seabaugh, 28th, seconded. The vote was unanimous.

[HB 1217 \(Jerguson, 22nd\)](#): State Licensing Board of Home Inspectors; create

Amends Chapter 39B of Title 43; Article 6 of Chapter 3 of Title 8

Jerguson, 22nd, presented a substitute for the bill.

This legislation creates the State Licensing Board of Home Inspectors (Board) under the Office of the Secretary of State. This Act will only become effective if funds are specifically provided for in an appropriations Act for purposes of and making specific reference to this Act, and will become effective when funds so appropriated become available for expenditure. This legislation mirrors SB 334.

There will be at least 2000 expected applicants.

The Chairman asked if anyone had questions. There were no questions.

Moody, 56th, moved that **HB 1217 DO PASS BY SUBSTITUTE**; Seabaugh, 28th, seconded. The vote was unanimous.

HB 393 (Stephenson, 164th): Farm wineries; licensing; change certain provisions

Amends Article 2 of Chapter 6 of Title 3 of the O.C.G.A.

Stephenson, 164th, spoke to the bill.

This legislation repeals requirements that certain percentages of wine contents be Georgia grown agricultural products during the first years of production by a farm winery for a license to sell its wine and the wine of any other Georgia farm winery at retail in tasting rooms. It will repeal requirements that all wine manufactured in Georgia must be made of a certain percentage of berries, fruits, and grapes grown within this state. It will also authorize Georgia farm wineries to offer wine samples and sale wine in tasting rooms at the winery.

The discussion was that this change in the Georgia Code will not supersede local ordinances.

The Chairman asked if anyone had questions. There were no questions.

Murphy, 27th, moved that **HB 393 DO PASS**; Butler, 55th, seconded. The vote was unanimous.

HB 1061 (Stephenson, 164th): Wine; shipped to one customer; limit number of cases

Amends O.C.G.A. 3-6-31.

Stephenson, 164th, spoke to the bill.

Unterman, 45th, spoke on behalf of the bill.

This legislation provides that any shipper which is also a winery may be authorized to make direct shipments of wine to consumers in this state, without complying with the provisions of Code Section 3-6-22, upon obtaining a special order shipping license from the commissioner pursuant to this Code section.

There was discussion regarding this legislation following the Granholm Supreme Court decision regarding wine shipments in that states may not discriminate against out-of-state distributors; thirty-seven states allow direct shipping of wine.

The Chairman asked if anyone had questions. There were no questions.

Tolleson, 20th, moved that [HB 1061](#) **DO PASS**; Butler, 55th, seconded. The vote was unanimous.

There being no further business, the meeting of the Senate Regulated Industries and Utilities Committee was adjourned at 12:20 p.m.

Respectfully submitted,

/s/ Senator David Shafer, 48th, Committee Chairman

/s/ Anna E. Boggs, Recording Secretary

**SENATE REGULATED INDUSTRIES
AND UTILITIES COMMITTEE MEETING
March 27, 2008**

The Senate Regulated Industries and Utilities Committee meeting was called to order at 11:00 a.m., in the Senate Mezzanine of the State Capitol, by Chairman David Shafer, 48th. The following members were in attendance: Senators Shafer, 48th, Chairman; Johnson, 1st, Vice-Chairman; Butler, 55th; Henson, 41st; Hill, 4th; Murphy, 27th, Ex-Officio; Stoner, 6th; R. Thomas, 2nd; Tolleson, 20th, Ex-Officio; and Williams, 19th.

The Chairman introduced committee members and support staff and welcomed guests.

The Chairman then stated that there were 2 bills on the meeting agenda.

HB 1066 (England, 108th): Alcoholic beverages; vaporized forms; prohibit certain conduct

Amends Article 2 of Chapter 3 of Title 3.

Walker, 107th, presented the bill. J. Hill, 32nd, assisted with the presentation and spoke to the bill.

This legislation prohibits any person from purchasing, offering to sale or use, selling, or using any vaporized form of an alcoholic beverage produced by an alcohol vaporizing device. This will not apply to a product that contains alcohol as otherwise lawfully prescribed by a health care practitioner.

The only discussion on the bill was to point out that these are dangerous devices that mix oxygen with alcohol for inhaling rather than being consumed in liquid form; it's quicker because it bypasses liver function.

The Chairman asked if there were further questions or discussion. There were none.

Tolleson, 20th, moved that **HB 1066 DO PASS**; Stoner, 6th, seconded. The vote was unanimous.

HB 930 (Benton, 31st): Disabled veterans and blind persons; eligibility certificate; provisions

This bill will amend O.C.G.A. 43-12-3.

Benton, 31st, spoke to the bill.

This legislation provides that certificates of exemption for disabled veterans from the payment of occupation taxes, administrative fees, or regulatory fees for peddling, conducting a business, or practicing a profession will be valid for 10 years from the date of issue.

The only discussion was that this will only amend current code language by adding the 10 year extension for the certificate.

The Chairman asked if there were further questions or discussion. There were none.

R. Thomas, 2nd, moved that [HB 930](#) **DO PASS**; Seabaugh, 28th, seconded. The vote was unanimous.

There being no further business, the meeting of the Senate Regulated Industries and Utilities Committee was adjourned at 11:30 a.m.

Respectfully submitted

/s/ Senator David Shafer, 48th, Committee Chairman

/s/ Anna E. Boggs, Recording Secretary

**SENATE REGULATED INDUSTRIES
AND UTILITIES COMMITTEE MEETING
March 31, 2008**

The Senate Regulated Industries and Utilities Committee meeting was called to order at 11:00 a.m., in the Senate Mezzanine of the State Capitol, by Chairman David Shafer, 48th. The following members were in attendance: Senators Shafer, 48th, Chairman; Johnson, 1st, Vice-Chairman; Butler, 55th; Henson, 41st; Hill, 4th; Murphy, 27th, Ex-Officio; Moody, 56th, Ex-Officio; Stoner, 6th; R. Thomas, 2nd; and Tolleson, 20th, Ex-Officio.

The Chairman introduced committee members and support staff and welcomed guests.

The Chairman then stated that there was 1 bill on the meeting agenda.

HB 1043 (Cooper, 41st): Childhood Lead Exposure Control Act; confirmed lead poisoning; revise definition

This bill will amend O.C.G.A. 31-41-13; 31-41-14(a); 31-41-18; 31-41-12 (5.1).

Shafer, 48th, spoke to the bill.

This legislation revises the definition of “confirmed lead poisoning” to mean a confirmed concentration of lead in whole blood equal to or greater than 20 micrograms of lead per deciliter for a single test or between 15 and 19 micrograms of lead per deciliter in two tests taken at least three months apart. “Lead hazard abatement” means the removal and correction, in a manner not stricter than what is determined to be absolutely necessary, of a specifically identified hazard which causes a confirmed lead poisoning.

The Chairman asked if anyone had questions. There were no questions.

Seabaugh, 28th, moved that **HB 1043 DO PASS**; Moody, 56th, seconded. The vote was unanimous.

There being no further business, the meeting of the Senate Regulated Industries and Utilities Committee was adjourned at 11:15 a.m.

Respectfully submitted,

/s/ Senator David Shafer, 48th, Committee Chairman

/s/ Anna E. Boggs, Recording Secretary

August 25, 2008

Honorable Bob Ewing
Secretary of the Senate
353 State Capitol
Atlanta, GA 30334

Dear Mr. Ewing:

Included with minutes of the Senate Regulated Industries and Utilities Committee meetings for the 2008 legislative session, I am returning [SB 26](#), [56](#), [105](#), [137](#), [138](#), [171](#), [180](#), [228](#), [245](#), [334](#), [357](#), [407](#), [452](#), [464](#), [532](#), and [562](#). Also, I am returning [SR 71](#) and [SR 598](#).

Sincerely,

/s/ Anna E. Boggs
Recording Secretary
Senate Regulated Industries and Utilities Committee