

Senate State Institutions and Property Committee

2009-2010

Senator Johnny Grant - Chairman, 25th District
PO Box 1458, Milledgeville, GA 31059
312-A CLOB 404-656-0082

Senator Doug Stoner -Vice Chairman, 6th District
PO Box 1781, Smyrna, GA 30081
121 E CAP 404-463-2518

Senator Valencia Seay - Secretary, 34th District
PO Box 960008, Riverdale, GA 30274
420-B CAP 404-656-5095

Senator Gail Buckner, 44th District
1834 Carla Drive, Morrow, GA 30260
313-A CLOB 404-463-5260

Senator Vincent Fort, 39th District
PO Box 42967, Atlanta, GA 30311
305-B 404-656-5091

Senator Donzella James, 35th District
3800 Pittman Road, College Park, GA 30349
313-B CLOB 404-914-1285

Senator J.B. Powell, 23rd District
228 Church Street, Blyth, GA 30805
320-A CLOB 404-463-1314

Senator Tommie Williams, 19th District – Ex-Officio
148 Williams Ave, Lyons, GA 30436
321 CAP 404-656-0089

RULES

SENATE STATE INSTITUTIONS & PROPERTY 2010

1. A quorum for the Committee shall be four (4) members.
2. A bill or resolution will be considered only after notification of the principal author or others whom he/she may designate. The principal author shall be the legislator whose name appears first on the list of authors.
3. The Committee shall convene, recess, and adjourn upon the order of the Chair.
4. The Committee will not consider for the first time any measure originating in the Senate the final five (5) days of the session, except upon written petition signed by not less than five (5) members of the Committee.
5. The rules of the Senate shall prevail in all matters not covered by Committee rules.
6. These rules may be amended upon motion duly made and subsequently approved by three-fourths of the members of the Committee provided that written notice has been given 48 hours prior to the Committee meeting.
7. Any member(s) of the Committee who disagrees with the majority report of the Committee shall have the privilege to file a minority report.
8. Subcommittees shall have the authority to consider measures assigned to them and to make recommendations thereon to the full Committee, but no measure will be returned to the full Senate except after consideration by full Committee.

STATE INSTITUTIONS & PROPERTY COMMITTEE met in Room 310 of the Coverdell Legislative Office Building, Tuesday, February 9, 2010.

MEMBERS PRESENT: Grant, (25th), Chair
Seay, (34th), Secretary
Buckner, (44th)
James, (35th)
Powell, (23rd)

Note: Senators Stoner, 6th, Fort, 39th, and Williams, 19th were absent.

Chairman Grant, 25th, called the meeting to order at 2:05 p.m.

SR 510 (Sen. Rogers, 21st) State Properties Commission; Board of Regents; multiyear rental agreements

Senator Rogers, 21st, presented the bill to the committee and offered a substitute to clarify the question to be placed on the ballot. Mr. Frank Smith, Deputy Director of State Properties spoke to the bill.

Senator Seay, 34th, made a motion that **SR 510 “DO PASS BY SUBSTITUTE”**. Senator James, 35th, seconded the motion. The bill passed 4-0.

With no further business, the meeting was adjourned at 2:12 p.m.

Respectfully Submitted,

/s/ Senator Valencia Seay of the 34th, Secretary

/s/ Donna Yeomans, Recording Secretary

STATE INSTITUTIONS & PROPERTY COMMITTEE met in Room 310 of the Coverdell Legislative Office Building, Tuesday, February 16, 2010.

MEMBERS PRESENT: Grant, (25th), Chair
Stoner, (6th), Vice Chair
Seay, (34th), Secretary
Buckner, (44th)
Fort, (39th)
James, (35th)
Powell, (23rd)

Note: Senator Williams, 19th, was absent.

Chairman Grant, 25th, called the meeting to order at 2:06 p.m.

HB 859 (Rep. Golick, 34th) Probationer duties; tolling of probated sentences; clarify provisions

Rep. Golick presented the bill to the committee. Questions were raised regarding language on line 41 “shall” vs. “may”. No one spoke to the bill. The Chairman advised the committee and the sponsor that he would hold the bill pending clarification of the language and take it up again in the next meeting.

With no further business, the meeting was adjourned at 2:20 p.m.

Respectfully Submitted,

/s/ Senator Valencia Seay of the 34th, Secretary

/s/ Donna Yeomans, Recording Secretary

STATE INSTITUTIONS & PROPERTY COMMITTEE met in Room 310 of the Coverdell Legislative Office Building, Tuesday, March 9, 2010.

MEMBERS PRESENT: Grant, (25th), Chair
Stoner, (6th), Vice Chair
Seay, (34th), Secretary
Buckner, (44th)
Fort, (39th)
James, (35th)

Note: Senators Powell, 23rd, and Williams, 19th, were absent.

Chairman Grant, 25th, called the meeting to order at 2:04 p.m.

SB 455 (Sen. Grant, 25th) State Properties Code; modifying certain provisions; acquiring real property through commission

Sen. Grant presented the bill to the committee. Ms. Alisa Pereira, House Counsel for the Georgia State Properties Commission spoke to the bill. Neil Herring, Georgia Chapter of the Sierra Club, spoke against the bill. Senator Stoner, 6th, made a motion that **SB 455 “DO PASS”**. Senator Seay, 34th, seconded the motion. The bill passed 5-0.

HB 859 (Rep. Golick, 34th) Probationer duties; tolling of probated sentences; clarify provisions

Rep. Golick presented the bill to the committee and clarified the language issue from the previous meeting. Judge David Durden, State Court of Cobb County, spoke in favor of the bill and explained the tolling issue to the committee. Senator Stoner, 6th, made a motion that **HB 859 “DO PASS”**. Senator James, 35th, seconded the motion. The bill passed 5-0.

SR 1083 (Sen. Grant, 25th) Public Property; conveyance; 11 counties

Chairman Grant chose to hold this bill to provide for corrections to be made to the legislation.

With no further business, the meeting was adjourned at 2:25 p.m.

Respectfully Submitted,

/s/ Senator Valencia Seay of the 34th, Secretary

/s/ Donna Yeomans, Recording Secretary

STATE INSTITUTIONS & PROPERTY COMMITTEE met in Room 310 of the Coverdell Legislative Office Building, Tuesday, March 16, 2010.

MEMBERS PRESENT: Grant, (25th), Chair
Seay, (34th), Secretary
Buckner, (44th)
Powell, (23rd)

Note: Senators Fort, 39th, James, 35th, Stoner, 6th, and Williams, 19th, were absent.

Chairman Grant, 25th, called the meeting to order at 2:06 p.m.

SR 1083 (Sen. Grant, 25th) Public Property; conveyance; 11 counties

Senator Grant presented the bill to the committee and offered a substitute LC 18 9114S. Mr. Frank Smith, Deputy Executive Director of Georgia State Properties Commission, spoke to the bill. Senator Seay, 34th, made a motion that **SR 1083 “DO PASS BY SUBSTITUTE”**. Senator Powell, 23rd, seconded the motion. The bill passed 3-0.

Note: Senator James, 35th, arrived at 2:14 p.m.

Note: Senator Fort, 39th, arrived at 2:25 p.m.

SB 472 (Sen. Grant, 25th) State Board of Pardons/Paroles; clarify meaning of 'entirely incapacitated'; granting medical reprieves authorized by Constitution of Georgia

Senator Grant introduced the bill. Mr. Bob Keller, Vice Chairman of Pardons and Paroles spoke to the bill. Ms. Becky Kurtz, State’s Long-term Care Ombudsman, spoke neither for nor against the bill but asked the committee to consider the standard to make it more restrictive. Sen. Grant offered an amendment to provide language changes to line 20 to read – “and of committing a crime similar to the crime they are now serving.” To add additional requirements to begin on line 22 to read – “(3) Requires nursing home level of care as defined by the Department of Community Health; and

(4) Suffers from a progressively debilitating terminal illness.

For purposes of this subsection, necessary”

Senator Fort, 39th, made a motion to amend SB 472. Senator James, 35th, seconded the motion. The motion passed 5-0.

Senator Seay, 34th, made a motion that **SB 472 “DO PASS BY SUBSTITUTE”**. Senator Fort, 39th, seconded the motion. The bill passed 5-0.

With no further business, the meeting was adjourned at 2:43 p.m.

Respectfully Submitted,

/s/ Senator Valencia Seay of the 34th, Secretary

/s/ Donna Yeomans, Recording Secretary

OFFICE OF LIEUTENANT GOVERNOR

240 State Capitol
Atlanta, Georgia 30334

Casey Cagle
Lieutenant Governor

March 22, 2010

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

Dear Bob:

Pursuant to Senate Rule 2-3.2, please let this letter serve as official notice that Senator Bill Cowsert, 46th, is hereby appointed to the Senate Committee on State Institutions and Properties as an Ex-Officio Member.

This appointment is effective immediately and expires at the end of the day.

Please contact my office if you have any questions or concerns.

Sincerely,

/s/ Casey Cagle
Lieutenant Governor

STATE INSTITUTIONS & PROPERTY COMMITTEE met in Room 310 of the Coverdell Legislative Office Building, Monday, March 22, 2010.

MEMBERS PRESENT: Grant, (25th), Chair
Stoner, (6th), Vice Chair
Seay, (34th), Secretary
Fort, (39th)

Note: Senators Buckner, 44th, James, 35th, Powell, 23rd, and Williams, 19th, were absent.

Note: Senator Cowsert, 46th, was appointed to serve as an Ex-officio member effective immediately and expires at the end of the day.

Chairman Grant, 25th, called the meeting to order at 8:10 a.m.

SB 508 (Sen. Fort, 39th) Penal Institutions: allowing convicted persons to remain in local jails; provision

Senator Fort presented the bill to the committee. Bethanne Hart, Fulton District Attorney spoke to the bill. Senator Grant offered a substitute. Senator Seay, 34th, made a motion that **SB 508 “DO PASS BY SUBSTITUTE”**. Senator Fort, 39th, seconded the motion. The bill passed 4-0.

SB 524 (Sen. Cowsert, 46th) Corrections; establish a community supervision division; responsible for supervising probationers, parolees, and persons conditionally released

Senator Cowsert introduced the bill. Ms. Misty Giles, Governor’s Office Policy Advisor spoke in favor of the bill. Mr. Brian Owens, Commissioner of the Georgia Department of Corrections, spoke to the agency pay scale questions. Mr. Terry Norris, Georgia Sheriff’s Association spoke to the bill. Mr. James Donald, Pardons and Paroles Board, spoke to the bill. Senator Cowsert, 46th, made a motion that **SB 524 “DO PASS”**. Senator Grant, 25th, seconded the motion. **The bill failed** 1-3 with the nay votes being cast by Senators Fort, 39th, Seay, 34th, and Stoner, 6th.

SB 449 (Sen. Davis, 22nd) Georgia Golf Hall of Fame; abolish; disposition of property

Senator Davis introduced the bill. Senator Grant, 25th offered a substitute, LC 21 0835S. Mr. Lonice Barrett, Governor’s Office, spoke to the bill. Senator Fort, 39th, made a motion that **SB 449 “DO PASS BY SUBSTITUTE”**. Senator Seay, 34th, seconded the motion. The bill passed 4-0.

With no further business, the meeting was adjourned at 8:46 a.m.

Respectfully Submitted,

/s/ Senator Valencia Seay of the 34th, Secretary

/s/ Donna Yeomans, Recording Secretary

STATE INSTITUTIONS & PROPERTY COMMITTEE met in Room 310 of the Coverdell Legislative Office Building, Tuesday, March 30, 2010.

MEMBERS PRESENT: Grant, (25th), Chair
Stoner, (6th), Vice Chair
Buckner, (44th)
James, (35th)
Powell, (23rd)

Note: Senators Seay, 34th, Fort, 39th, and Williams, 19th, were absent.

Chairman Grant, 25th, called the meeting to order at 4:02 p.m.

HR 1588 (Rep. Barnard, 166th) State of Georgia property; certain counties; nonexclusive easements; authorize

Rep. Barnard presented the bill to the committee. Mr. Frank Smith, State Properties Commission, spoke to the bill. Senator Powell, 23rd, made a motion that **HR 1588 “DO PASS”**. Senator James, 35th, seconded the motion. The bill passed 4-0.

With no further business, the meeting was adjourned at 4:12 p.m.

Respectfully Submitted,

/s/ Senator Johnny Grant of the 25th, Chairman

/s/ Donna Yeomans, Recording Secretary

STATE INSTITUTIONS & PROPERTY COMMITTEE met in Room 310 of the Coverdell Legislative Office Building, Tuesday, April 13, 2010.

MEMBERS PRESENT: Grant, (25th), Chair
Stoner, (6th), Vice Chair
Buckner, (44th)
James, (35th)

Note: Senators Seay, 34th, Fort, 39th, Powell, 23rd, and Williams, 19th, were absent.

Chairman Grant, 25th, called the meeting to order at 3:37 p.m.

SR 1291 (Sen. Hooks, 14th) Secretary of State, Board of Regents; urged to work together to explore future of Georgia Capitol Museum

Senator Hooks presented the bill to the committee. Mr. Michael O’Sullivan, Secretary of the State’s Office and Ms. Amanda Seals, Board of Regents, were both present to support the bill. Senator James, 35th, made a motion that **SR 1291 “DO PASS”**. Senator Buckner, 44th, seconded the motion. The bill passed 3-0.

SR 1310 (Sen. Jackson, 2nd) Capitol Art Standards Commission; urged to accept a replacement plaque for installation on the sculpture entitled Expelled Because of their Color

Senator Lester Jackson presented the bill to the committee. Senator Buckner, 44th, made a motion that **SR 1310 “DO PASS”**. Senator James, 35th, seconded the motion. The bill passed 3-0.

With no further business, the meeting was adjourned at 3:47 p.m.

Respectfully Submitted,

/s/ Senator Johnny Grant of the 25th, Secretary

/s/ Donna Yeomans, Recording Secretary

May 18, 2010

Mr. Bob Ewing
Secretary of the Senate
353 State Capitol Bldg.
Atlanta, GA 30334

Dear Mr. Ewing,

I hereby submit the following bills upon which no action was taken by the Senate State Institutions and Property Committee during the 2010 Legislative session of the General Assembly.

[Senate Bill 504](#)
[Senate Bill 524](#) which failed in committee

Sincerely,

/s/ Donna Yeomans
Recording Secretary
Senate State Institutions and Property Committee